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Part LI

Federal Communications Commission

Semiannual Regulatory Agenda

FEDERAL COMMUNICATIONS COMMISSION (FCC)

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Ch. I

Unified Agenda of Federal Regulatory and Deregulatory Actions — April 2001

AGENCY: Federal Communications Commission.

ACTION: Semiannual regulatory agenda.

SUMMARY: Twice a year, in April and October, the Commission publishes in the **Federal Register** a list in the Unified Agenda of those major items and other significant proceedings under development or review that pertain to the Regulatory Flexibility Act. *See* 5 U.S.C. 602. The Unified Agenda also provides the Code of Federal Regulations citations and legal authorities that govern these proceedings.

ADDRESSES: Federal Communications Commission, 445 12th Street SW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Helen G. Hillegass, Attorney Advisor, Office of Communications Business Opportunities, or Maura McGowan, Telecommunications Specialist, Federal Communications Commission, 445 12th Street SW., Washington, DC 20554, (202) 418-0990.

SUPPLEMENTARY INFORMATION:

Unified Agenda of Major and Other Significant Proceedings

The Commission encourages public participation in its rulemaking process. To help keep the public informed of significant rulemaking proceedings, the Commission has prepared a list of important proceedings now in progress. The General Services Administration publishes the Unified Agenda in the **Federal Register** in April and October of each year.

The following terms may be helpful in understanding the status of the proceedings included in this report:

Docket Number— assigned to a proceeding if the Commission has issued either a Notice of Proposed Rulemaking or a Notice of Inquiry concerning the matter under consideration. The Commission has used docket numbers since January 1, 1978. Docket numbers consist of the last two digits of the calendar year in which the docket was established plus a sequential number that begins at 1 with the first docket initiated during a calendar year (e.g., Docket No. 96-1 or Docket No. 99-1). The abbreviation for the responsible bureau usually precedes the docket number, as in “MM Docket No. 96-222,” which indicates that the responsible bureau is the Mass Media Bureau. A docket number consisting of only five digits (e.g., Docket No. 29622) indicates that the docket was established before January 1, 1978.

Notice of Inquiry (NOI) — issued by the Commission when it is seeking

information on a broad subject or trying to generate ideas on a given topic. A comment period is specified during which all interested parties may submit comments.

Notice of Proposed Rulemaking (NPRM) — issued by the Commission when it is proposing a specific change to Commission rules and regulations. Before any changes are actually made, interested parties may submit written comments on the proposed revisions.

Further Notice of Proposed Rulemaking (FNPRM)—issued by the Commission when additional comment in the proceeding is sought.

Memorandum Opinion and Order (MO&O)— issued by the Commission to deny a petition for rulemaking, conclude an inquiry, modify a decision, or address a petition for reconsideration of a decision.

Rulemaking (RM) Number — assigned to a proceeding after the appropriate bureau or office has reviewed a petition for rulemaking, but before the Commission has taken action on the petition.

Report and Order (R&O) — issued by the Commission to state a new or amended rule or state that the Commission rules and regulations will not be revised.

Magalie Roman Salas,
Secretary, Federal Communications Commission.

CABLE SERVICES BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4102	Cable Television Rate Regulation	3060-AF41
4103	Cable Television Rate Regulation: Cost of Service	3060-AF48
4104	Customer Service Standards	3060-AF69
4105	Cable Home Wiring	3060-AG02
4106	Closed Captioning	3060-AG26
4107	Cable Act Reform	3060-AG27
4108	Competitive Availability of Navigation Devices	3060-AG28
4109	Pole Attachment Provisions	3060-AG71
4110	Digital Must Carry	3060-AG91
4111	Horizontal Ownership Limits	3060-AH09
4112	Application of Network Nonduplication, Syndicated Exclusivity, and Sports Blackout Rules to Satellite Retransmission - SHVIA	3060-AH35
4113	Retransmission Consent Issues - SHVIA	3060-AH36
4114	Satellite Broadcasting Signal Carriage Requirements	3060-AH45

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COMMON CARRIER BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4115	Administration of the North American Numbering Plan	3060-AF50
4116	Use of N11 Codes and Other Abbreviated Dialing Arrangements	3060-AF51
4117	Implementation of the Universal Service Portions of the 1996 Telecommunications Act	3060-AF85
4118	Toll-Free Service Access Codes	3060-AG11
4119	Implementation of Section 273 of the Telecommunications Act of 1996	3060-AG36
4120	Implementation of Non-Accounting Safeguards, Sec. 271 & 272 of Communications Act of 1996 & Regulatory Treatment of LEC Provisions of Interexchange Svcs. Orig. in LEC Local Exch. Area	3060-AG37
4121	Policies and Rules Governing Interstate Pay-Per-Call and Other Information Services Pursuant to the Telecommunications Act of 1996	3060-AG42
4122	Telecommunications Carriers' Use of Customer Proprietary Network Information and Other Customer Information	3060-AG43
4123	Policy and Rules Concerning the Interstate, Interexchange Marketplace; Implementation of Section 254(g) of the Communications Act of 1934, As Amended	3060-AG45
4124	Implementation of the Subscriber Selection Changes Provision of the Telecommunications Act of 1996	3060-AG46
4125	Implementation of Section 402(b)(1)(a) of the Telecommunications Act of 1996; LEC Tariff Streamlining Provisions	3060-AG47
4126	Access Charge Reform	3060-AG49
4127	Implementation of the Local Competition Provisions of the Telecommunications Act of 1996	3060-AG50
4128	Implementation of Section 255 and Section 251(a)(2) of the Telecommunications Act of 1996; Access to Telecommunications Services Equipment and Customer Premise Equipment for Persons With Disabilities	3060-AG58
4129	Enhanced 911 Services for Wireline	3060-AG60
4130	Administration of the North American Numbering Plan, Carrier Identification Codes	3060-AG61
4131	Computer III Further Remand Proceedings: Bell Operating Company Provision of Enhanced Services	3060-AG72
4132	Detariffing of Competitive Local Exchange Carriers' Interstate Exchange Access Services	3060-AG73
4133	In the Matter of the Telecommunications Relay Services, the Americans With Disabilities Act of 1990, and the Telecommunications Act of 1996	3060-AG75
4134	In the Matter of Telecommunications Relay Services and Speech-to-Speech Services for Individuals With Hearing and Speech Disabilities	3060-AG76
4135	1998 Biennial Regulatory Review - Review of Accounting and Cost Allocation Requirements	3060-AG98
4136	1998 Biennial Regulatory Review — Review of ARMIS Reporting Requirements	3060-AG99
4137	Performance Measurements and Reporting Requirements for Operations Support Systems, Interconnection, Operator Services, and Directory Assistance	3060-AH00
4138	Access Charge Reform for Rate-of-Return Local Exchange Carriers	3060-AH01
4139	Deployment of Wireline Services Offering Advanced Telecommunications Capability	3060-AH03
4140	Prescribing the Authorized Rate of Return for Interstate Services of Local Exchange Carriers	3060-AH18
4141	1998 Biennial Regulatory Review - Review of Depreciation Requirements for Incumbent Local Exchange Carriers	3060-AH20
4142	Comprehensive Review of Accounting Requirements and ARMIS Reporting Requirements, Phase 1	3060-AH43
4143	Local Telephone Networks That LECs Must Make Available to Competitors	3060-AH44
4144	2000 Biennial Regulatory Review — Telecommunications Service Quality Reporting Requirements	3060-AH72
4145	1998 Biennial Regulatory Review — Review of Customer Premises Equipment and Enhanced Services Unbundling Rules in the Interexchange, Exchange Access and Local Exchange Markets	3060-AH73
4146	Access Charge Reform and Universal Service Reform	3060-AH74
4147	2000 Biennial Regulatory Review — Comprehensive Review of the Accounting Requirements and ARMIS Reporting Requirements for Incumbent Local Exchange Carriers; Phase 2 and Phase 3	3060-AH76
4148	Comprehensive Review of the Accounting Requirements and ARMIS Reporting Requirements for Incumbent Local Exchange Carriers; Phase 1	3060-AH77

COMMON CARRIER BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
4149	Telemessaging, Electronic Publishing, and Alarm Monitoring Services	3060-AG44
4150	Regulatory Treatment of LEC Provision of Interexchange Service Originating in the LEC's Local Exchange Area ...	3060-AG48
4151	In the Matter of Inside Wire	3060-AG63
4152	Toll Fraud	3060-AG77

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CONSUMER INFORMATION BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4153	Internet Telephony Report	3060-AH56

ENFORCEMENT BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4154	In the Matter of Amendment of Part 73, Subpart G, of the Commission's Rules Regarding the Emergency Alert System	3060-AF21
4155	Amendment of Rules Governing Procedures To Be Followed When Formal Complaints Are Filed Against Common Carriers	3060-AG65

OFFICE OF ENGINEERING AND TECHNOLOGY—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
4156	Software Defined Radio Authorization	3060-AH64

OFFICE OF ENGINEERING AND TECHNOLOGY—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4157	Wind Profiler Radar Systems	3060-AF45
4158	Millimeter Wave Spectrum Allocation	3060-AF61
4159	MSS Spectrum Allocation	3060-AF75
4160	Unlicensed National Information Infrastructure at 5 GHz	3060-AG19
4161	Allocation of 455-456 MHz and 459-460 MHz	3060-AG89
4162	Dedicated Short Range Communications of Intelligent Transportation Services	3060-AG94
4163	Regulations for RF Lighting Devices	3060-AG95
4164	Equipment Authorization Streamline II/Mutual Recognition Agreements and the GMPCS MOU	3060-AG96
4165	Uniden Scanners/Cellular Radio Signals	3060-AG97
4166	Industry Coordination Committee System for Broadcast Digital Television Service	3060-AH13
4167	3650-3700 Government Transfer Band	3060-AH14
4168	Radionavigation Service at 31.8-32.2 GHz	3060-AH15
4169	Certification of Equipment in the 24.05-24.25 GHz Band at Field Strengths Up to 2500 mV/m	3060-AH16
4170	Fixed Satellite Service and Terrestrial System in the Ku-Band	3060-AH17
4171	Closed Captioning for DTV Receivers	3060-AH24
4172	Spread Spectrum Devices	3060-AH25
4173	50-71 GHz Realignment	3060-AH26
4174	Wireless Medical Telemetry Service	3060-AH27
4175	Establishment of an Improved Model for Predicting the Broadcast Television Field Strength Received at Individual Locations	3060-AH37
4176	Conducted Emission Limits	3060-AH46
4177	Revision of the Rules Regarding Ultra-Wideband Transmission	3060-AH47
4178	New Advanced Wireless Services	3060-AH65
4179	Reallocation of 27 MHz Spectrum	3060-AH66

OFFICE OF GENERAL COUNSEL—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4180	Amendment of the Ex Parte Rules in Joint Board Proceedings	3060-AH02

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OFFICE OF GENERAL COUNSEL—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identification Number
4181	Amendment of Section 1.1204 of the Commission's Ex Parte Rules	3060-AH58

INTERNATIONAL BUREAU—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
4182	Streamlining Earth Station Licensing Rules; IB Docket No. 00-248	3060-AH60

INTERNATIONAL BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4183	Streamlining the Commission's Rules and Regulations for Satellite Application and Licensing Procedures; IB Docket No. 95-117	3060-AD70
4184	Satellite Communications — NGSO Mobile Satellite Service; CC Docket No. 92-166	3060-AF42
4185	Establishing Rules and Policies for the Use of Spectrum for Mobile Satellite Service in the L-Band; IB Docket No. 96-132	3060-AF89
4186	Preemption of Local Zoning Regulation of Satellite Earth Stations; IB Docket No. 95-59	3060-AF92
4187	Establishment of Rules and Policies for the Digital Audio Radio Satellite Service in the 2310-2360 MHz Frequency Band; IB Docket No. 95-91; GEN Docket No. 90-357	3060-AF93
4188	Redesignation of the 27.5-29.5 GHz Frequency Band; CC Docket No. 92-297	3060-AF94
4189	Amendment of Policy To Allow Non-U.S. Licensed Space Stations To Provide Service in the United States; IB Docket No. 96-111; CC Docket No. 93-23	3060-AG31
4190	Streamlining Regulations Related to International Common Carriers; IB Docket No. 98-118	3060-AG84
4191	Redesignation 17.7-19.7 GHz Band, Blanket Licensing Sat Earth Stations 17.7-20.2 GHz & 27.5-30 GHz & Allocation 17.3-17.8 & 24.75-25.25 GHz Band for Broadcast Satellite Service Use; IB Doc No. 98-172	3060-AH21
4192	Allocate & Designate: Spec for Fixed-Sat Srv (37.5-38.5, 40.5-41.5 & 48.2-50.2 GHz Bands). Allocate: Fixed & Mobile 40.5-42.5 GHz; Wireless 46.9-47 GHz; Gov Oper 37-38 & 40-40.5 GHz; IB Doc No. 97-95	3060-AH23
4193	Establishment of Policies and Service Rules for the Mobile Satellite Service in the 2 GHz Band; IB Docket No. 99-81	3060-AH28
4194	Policies for the Direct Broadcast Satellite Service; IB Docket No. 98-21	3060-AH29
4195	1998 Biennial Regulatory Review—Review of Accounts Settlement in Maritime Mobile & Maritime Mobile-Satellite Radio Services and Withdrawal of the Commission as Accounting Authority; IB Docket No. 98-96	3060-AH30
4196	Amendment to Regulatory Policies Governing Domestic Fixed Satellites and Separate International Satellite Systems; IB Docket No. 95-41	3060-AH48
4197	Global Mobile Personal Communications by Satellite; IB Docket No. 99-67	3060-AH49
4198	Consideration of Applications Under the Cable Landing License Act; IB Docket No. 00-106	3060-AH50
4199	Direct Broadcast Public Interest Obligations; MM Docket No. 93-25	3060-AH59
4200	2000 Biennial Regulatory Review — Policy and Rules Concerning the International, Interexchange Marketplace; IB Docket No. 00-202	3060-AH61
4201	2000 Biennial Review — Amendment of Parts 43 and 63 of the Commission's Rules; IB Docket No. 00-231	3060-AH62
4202	Licensing and Coordination of Earth Stations in the Fixed-Satellite Services; IB Docket No. 00-203	3060-AH63

MASS MEDIA BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4203	Transfer of Control of Non-Stock Entities (MM Docket No. 89-77)	3060-AE31
4204	Filing of Television Network Affiliation Contracts (MM Docket No. 95-40)	3060-AF80
4205	Rules Governing Broadcast Television Advertising (MM Docket No. 95-90)	3060-AF81
4206	Minor Modifications of Broadcast Licenses Without Prior Construction Permit	3060-AG30
4207	Newspaper/Broadcast Cross-Ownership	3060-AG53
4208	Review of Technical Rules in Parts 73 and 74	3060-AG81

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MASS MEDIA BUREAU—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identification Number
4209	Establishment of a Class A Television Service (MM Docket Nos. 00-10, 99-292)	3060-AH39
4210	Digital Audio Broadcasting Systems (MM Docket No. 99-325)	3060-AH40
4211	Dual Network Rule (MM Docket No. 00-108)	3060-AH51
4212	Experimental Broadcast Station Multiple Ownership Rule (MM Docket No. 00-105)	3060-AH52
4213	Ancillary or Supplemental Use of DTV Capacity by Non-Commercial Licensees (MM Docket No. 98-203)	3060-AH53
4214	Periodic Review of Rules and Policies Affecting the Conversion to DTV (MM Docket No. 00-39)	3060-AH54
4215	Children's TV, Obligations of Digital TV Broadcasters (MM Docket No. 00-167)	3060-AH68
4216	Extension of Filing Requirements for Children's TV Programming Report (MM Docket No. 00-44)	3060-AH69
4217	Radio Market Definitions (MM Docket No. 00-244)	3060-AH70
4218	Enhanced and Standardized Disclosure (MM Docket No. 00-168)	3060-AH71

MASS MEDIA BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
4219	Local Television Ownership Rule (MM Docket No. 91-221)	3060-AF79
4220	Attribution of Broadcast Interests (MM Docket Nos. 94-150, 92-51, 87-154)	3060-AF82
4221	National Television Ownership Rules (MM Docket Nos. 96-222, 91-221, 87-8)	3060-AG54
4222	1998 Biennial Review of Broadcast Ownership (MM Docket No. 98-35)	3060-AG79
4223	Review of Broadcast and Cable EEO Rules and Policies	3060-AH10
4224	Low Power FM Radio	3060-AH11

OFFICE OF MANAGING DIRECTOR—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
4225	Assessment and Collection of Regulatory Fees for FY 2001	3060-AH67

WIRELESS TELECOMMUNICATIONS BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
4226	Amendment of the Commission's Rules Concerning Maritime Communications	3060-AF14
4227	Rulemaking To Amend Part 1 and Part 21 To Redesignate the 27.5-29.5 GHz Band and To Establish Rules and Policies for Local Multi-Point Distribution Service	3060-AF26
4228	Refarming	3060-AF35
4229	Future Development of 800 MHz SMR; Competitive Bidding Wide Area	3060-AF47
4230	Resale and Roaming Obligations Pertaining to Commercial Mobile Radio Services	3060-AF58
4231	Implementation of Section 309(j) of the Communications Act, Competitive Bidding; Narrowband PCS Competitive Bidding Rules	3060-AF99
4232	Implementation of Section 309(j) of the Communications Act, Competitive Bidding; 218-219 MHz Competitive Bidding Rules	3060-AG00
4233	39 GHz Channel Plan	3060-AG16
4234	Implementation of 309(j) of the Communications Act, Amendment of Parts 20 and 24 of the Commission's Rules - Broadband PCS Competitive Bidding and the Commercial Mobile Radio Service Spectrum Cap	3060-AG21
4235	Revision of the Rules To Ensure Compatibility With Enhanced 911 Emergency Calling Systems	3060-AG34
4236	In the Matter of the Communications Assistance for Law Enforcement Act	3060-AG74
4237	Development of Operational, Technical, and Spectrum Requirements for Public Safety Communications Requirements	3060-AG85
4238	Multiple Access Systems	3060-AG86
4239	Amendment of Part I of the Commission's Rules — Competitive Bidding Procedures	3060-AG87
4240	Amendment of Part 90 of the Rules To Adopt Regulations for Automatic Vehicle Monitoring Systems	3060-AH12
4241	Calling Party Pays Service Offering in the Commercial Mobile Radio Services	3060-AH31

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WIRELESS TELECOMMUNICATIONS BUREAU—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identification Number
4242	Service Rules for the 746-764 and 776-794 MHz Bands, and Revisions to Part 27 of the Commission's Rules	3060-AH32
4243	Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended	3060-AH33
4244	1998 Biennial Regulatory Review Spectrum Aggregation Limits for Wireless Telecommunications Carriers	3060-AH34
4245	Amendment to Parts 1, 2, 87 and 101 of the Rules to License Fixed Services at 24 GHz	3060-AH41
4246	Part 101 — Terrestrial Microwave Fixed Radio Services	3060-AH42
4247	Amendment of Parts 13 and 80 Governing Maritime Communications	3060-AH55
4248	Amendment of the Rules Regarding Installment Payment Financing for Personal Communications Services Licensees	3060-AH57
4249	Transfer of the 3650 through 3700 MHz Band and the 4.9 GHz Band from Federal Government Use	3060-AH75

WIRELESS TELECOMMUNICATIONS BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
4250	Amendment to Part 27 of the Rules To Revise Rules for Services in the 2.3 GHz Band and To Include Licensing of Services in the 47 GHz Band	3060-AG93

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Cable Services Bureau

4102. CABLE TELEVISION RATE REGULATION

Priority: Other Significant**Legal Authority:** 47 USC 154; 47 USC 543**CFR Citation:** 47 CFR 76**Legal Deadline:** None

Abstract: The Commission has adopted rate regulations to implement Section 623 of the 1992 Cable Act to ensure that cable subscribers nationwide enjoy the rates that would be charged by cable systems operating in a competitive environment. Reconsideration was requested. The 14th Order on Reconsideration addresses petitions on issues governing regulated services by cable systems.

Timetable:

Action	Date	FR Cite
NPRM	01/04/93	58 FR 48
7th Order on Recon	01/25/95	60 FR 4863
9th Order on Recon	02/27/95	60 FR 10512
8th Order on Recon	03/17/95	60 FR 14373
6th R&O and 11th Order on Recon	07/12/95	60 FR 35854
13th Order on Recon	10/05/95	60 FR 52106
12th Order on Recon	10/26/95	60 FR 54815
10th Order on Recon	04/08/96	61 FR 15388
Order on Recon of the 1st R&O and Further NPRM	04/15/96	61 FR 16447

Action	Date	FR Cite
MO&O	02/12/97	62 FR 6491
Report on Cable Industry Prices	02/24/97	62 FR 8245
R&O and FNPRM	05/21/93	58 FR 29736
R&O	03/31/97	62 FR 15118
14th Order on Recon	10/15/97	62 FR 53572
MO&O and FNPRM	08/18/93	58 FR 43816
3rd R&O	11/30/93	58 FR 63087
Order on Recon, 4th R&O, and 5th NPRM	04/15/94	59 FR 17943
3rd Order on Recon	04/15/94	59 FR 17961
5th Order on Recon and FNPRM	10/13/94	59 FR 51869
4th Order on Recon	10/21/94	59 FR 53113
6th Order on Recon, 5th R&O, and 7th NPRM	12/06/94	59 FR 62614
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local

Agency Contact: Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7039
TDD Phone: 202 418-7172

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RIN: 3060-AF41

4103. CABLE TELEVISION RATE REGULATION: COST OF SERVICE

Priority: Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 543**CFR Citation:** 47 CFR 76**Legal Deadline:** None

Abstract: The Commission has established rules pursuant to which cable operators may set rates for regulated cable service in accordance with traditional cost-of-service principles, as modified to take account of unique characteristics of the cable industry. These rules are the subject of pending petitions for reconsideration. In addition, the Commission is considering comments received in response to a Further Notice of Proposed Rulemaking concerning the rate of return that should be applied in cost-of-service cases.

Timetable:

Action	Date	FR Cite
NPRM	07/30/93	58 FR 40762
R&O	04/15/94	59 FR 17975
2nd NPRM	04/15/94	59 FR 18066
MO&O	10/14/94	59 FR 52087

FCC—Cable Services Bureau

Long-Term Actions

Action	Date	FR Cite
2nd R&O/1st Order on Recon/FNPRM	03/08/96	61 FR 9361
Correction in FR	03/22/96	61 FR 11749
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local**Agency Contact:** Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AF48**4104. CUSTOMER SERVICE STANDARDS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 154(i) to 154(j); 47 USC 303; 47 USC 552**CFR Citation:** 47 CFR 76**Legal Deadline:** NPRM, Statutory, April 3, 1993.**Abstract:** The Commission has adopted customer service standards for cable operators nationwide to implement the provisions of the Cable Act of 1992. Such standards shall include, at a minimum, cable systems office hours, telephone availability, installations, outages, service calls, and communication between the cable operator and subscriber, including billing and refunds.**Timetable:**

Action	Date	FR Cite
NPRM	12/23/92	57 FR 61038
R&O	04/19/93	58 FR 21107
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local**Agency Contact:** Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau,

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RIN: 3060-AF69**4105. CABLE HOME WIRING****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 544(i)**CFR Citation:** 47 CFR 76**Legal Deadline:** None**Abstract:** On October 6, 1997, the FCC adopted a Report and Order and Second Notice of Proposed Rulemaking (FCC 97-7360) that amends its cable inside wiring rules to enhance competition in the video distribution marketplace. The Second FNPRM seeks comment on, among other things, whether there are circumstances where the FCC should adopt restrictions on exclusive contracts in order to further promote competition in the MDU marketplace. A Petition for Review was filed in the U.S. Circuit Court of Appeals for the 8th Circuit on November 24, 1997. The FCC has received petitions for reconsideration and has requested the 8th Circuit to hold the pending court case in abeyance until the Commission takes action on the pending petitions. The Court granted the Commission's request.**Timetable:**

Action	Date	FR Cite
NPRM	11/17/92	57 FR 54209
R&O	03/02/93	58 FR 11970
NPRM	02/01/96	61 FR 3657
1st Order on Recon & FNPRM	02/16/96	61 FR 6210
FNPRM	09/03/97	62 FR 46453
R&O and 2d FNPRM	11/14/97	62 FR 60165
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Carl Kandutsch, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AG02**4106. CLOSED CAPTIONING****Priority:** Other Significant**Legal Authority:** 47 USC 613**CFR Citation:** 47 CFR 79.1; 47 CFR 79.2**Legal Deadline:** None**Abstract:** The FCC adopted regulations to ensure that video programming is accessible to persons with hearing disabilities through closed captioning. The rules were adopted in August 1997 and modified in response to petitions for reconsideration in September 1998. In April 2000, the FCC adopted rules to ensure the accessibility of televised emergency information to persons with hearing disabilities through closed captioning or another method of visual presentation.**Timetable:**

Action	Date	FR Cite
NOI	12/15/95	60 FR 65052
Order	01/29/96	61 FR 2781
Order	03/12/96	61 FR 9963
Report	08/14/96	61 FR 42249
NPRM	02/03/97	62 FR 4959
Order	03/24/97	62 FR 13853
R&O	09/16/97	62 FR 48487
FNPRM	01/21/98	63 FR 3070
Order	10/20/98	63 FR 55959
Order	06/23/99	64 FR 33424
2nd R&O	05/09/00	65 FR 26757
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** Additional Bureau: Consumer Information**Agency Contact:** Marcia Glauber, Statistician, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AG26**4107. CABLE ACT REFORM****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 522; 47 USC 543; 47 USC 544; 47 USC 548; 47 USC 552**CFR Citation:** 47 CFR 76**Legal Deadline:** None

FCC—Cable Services Bureau

Long-Term Actions

Abstract: This proceeding implements the cable reform section of the Telecommunications Act of 1996. It addresses several issues, including the cable rate complaint process, effective competition and subscriber notifications.

Timetable:

Action	Date	FR Cite
Order & NPRM	04/30/96	61 FR 19013
Report & Order	07/02/99	64 FR 35948
Correction	08/06/99	64 FR 42855
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

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RIN: 3060-AG27

4108. COMPETITIVE AVAILABILITY OF NAVIGATION DEVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 549

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: The Commission has adopted rules to address the mandate expressed in section 629 of the Communications Act to ensure the commercial availability of "navigation devices," the equipment used to access video programming and other services from multichannel video programming systems. Petitions for reconsideration were resolved in a recent order. The Commission also issued a Further Notice of Proposed Rulemaking and Declaratory Ruling. The Further Notice sought comment as to the effectiveness of the Commission's rules for achieving the commercial availability of navigation devices. Accompanying the Further Notice was a Declaratory Ruling which found that technology licenses requiring copy protection measures to be located within a navigation host device are consistent with the Commission's navigation devices rules.

Timetable:

Action	Date	FR Cite
NPRM	03/05/97	62 FR 10011
R&O	07/15/98	63 FR 38089
Order on Reconsideration	06/02/99	64 FR 29599
FNPRM & Declaratory Ruling	09/28/00	65 FR 58255
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AG28

4109. POLE ATTACHMENT PROVISIONS

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 224; 47 USC 303; 47 USC 403

CFR Citation: 47 CFR 1.1401 to 1.1418

Legal Deadline: Final, Statutory, February 8, 1998.

Abstract: In this proceeding, the Commission established rules relating to pole attachments. The Telecommunications Act of 1996 required that within two years the Commission prescribe regulations governing the charges for pole attachments. These regulations were to be used by cable operators and telecommunications carriers to provide telecommunications services when the utility and attaching entity parties fail to resolve a dispute over such charges. The Report and Order released in 1998, prescribed regulations to govern these charges.

Petitions for reconsideration of the 1998 Report and Order are pending in which the parties seek to modify the rules for access and charges for pole attachments. The 11th Circuit Court of Appeals released a decision in April of 2000 which challenged the Commission's authority over some aspects of the pole attachment rules. The Commission has filed a Petition for

Rehearing. The case is now pending before the United States Supreme Court.

Separately, in April 2000, the Commission released a Report and Order addressing issues related to the formula used to calculate just and reasonable rates that utilities charge for pole attachments.

Timetable:

Action	Date	FR Cite
NPRM	08/18/97	62 FR 43963
R&O	03/12/98	63 FR 12013
R&O	05/17/00	65 FR 31270
Erratum	05/31/00	65 FR 34820
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

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RIN: 3060-AG71

4110. DIGITAL MUST CARRY

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 534

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Section 614(b)(4)(B) of the Communications Act requires that, at the time the Commission prescribes standards for advanced television, it should "initiate a proceeding to establish any changes in the signal carriage requirements of cable television systems necessary to ensure cable carriage of those broadcast signals of local commercial television stations which have been changed to conform with such modified standards." In August of 1998, the FCC issued a Notice of Proposed Rulemaking seeking comments on the requirements of that section. In June 2000, based on responses to the Notice of Proposed Rulemaking, the Commission clarified that DTV-only television stations, in the context of auctioning analog channels

FCC—Cable Services Bureau

Long-Term Actions

59-69, will ultimately have must carry rights. In January of 2001, the Commission issued a First Report and Order and Further Notice of Proposed Rulemaking resolving a number of technical and legal issues, including clarification that digital-only TV stations are entitled to mandatory carriage.

Timetable:

Action	Date	FR Cite
NPRM	08/07/98	63 FR 42330
MO&O and FNPRM	07/12/00	65 FR 42879
First R&O and FNPRM	01/23/01	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

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RIN: 3060-AG91

4111. HORIZONTAL OWNERSHIP LIMITS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 533

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: Section 613 of the Communications Act requires the Commission to "prescribe rules and regulations establishing reasonable limits on the number of cable subscribers a person is authorized to reach through cable systems owned by such person, or in which such person has an attributable interest." On October 8, 1999, the Commission issued a Third Report and Order, FCC 99-289, in this matter. The Commission revised the horizontal ownership rules as follows: (1) all multichannel video subscribers will be counted when calculating the 30 percent ownership limit; (2) actual subscriber numbers, rather than potential subscriber numbers, will be used for calculating an owner's share; and (3) the minority exception which allowed a 35 percent

ownership limit for minority-owned entities under certain circumstances was eliminated. The Order provided that the new rules would go into effect when the horizontal ownership statute was upheld by the U.S. Court of Appeal, which occurred on May 19, 2000. The Commission subsequently lifted its self-imposed stay of the horizontal ownership rules. Petitions for reconsideration are pending.

Timetable:

Action	Date	FR Cite
Second MO&O on Recon and FNPRM	07/14/98	63 FR 37790
Third R&O	12/01/99	64 FR 67198
O on Recon	03/08/00	65 FR 12135
MO&O	06/08/00	65 FR 36382
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH09

4112. APPLICATION OF NETWORK NONDUPLICATION, SYNDICATED EXCLUSIVITY, AND SPORTS BLACKOUT RULES TO SATELLITE RETRANSMISSION - SHVIA

Priority: Other Significant

Legal Authority: 47 USC 339

CFR Citation: 47 CFR 73; 47 CFR 76

Legal Deadline: None

Abstract: The FCC proposed rules on its implementation of certain aspects of the Satellite Home Viewer Improvement Act of 1999. In October of 2000, the FCC issued an order adopting rules that apply the current cable rules for network non-duplication, syndicated program exclusivity and sports blackout to satellite carriers.

Timetable:

Action	Date	FR Cite
NPRM	02/02/00	65 FR 4927
Report and Order	11/14/00	65 FR 68082
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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4113. RETRANSMISSION CONSENT ISSUES - SHVIA

Priority: Other Significant

Legal Authority: 47 USC 325

CFR Citation: 47 CFR 76.64(m); 47 CFR 76.65

Legal Deadline: None

Abstract: The Commission sought public comment on its implementation of certain aspects of the Satellite Home Viewer Improvement Act of 1999 (SHVIA). Among other things, the new legislation requires broadcasters, until the year 2006, to negotiate in good faith with satellite carriers and other multichannel video programming distributors (MVPDs) with respect to their transmission of the broadcasters' signals, and prohibits broadcasters from entering into exclusive retransmission agreements.

The First Report and Order (Order) determined that the statute does not intend to subject retransmission consent negotiation to detailed substantive oversight by the Commission. Instead, the Order concludes that Congress intended that the Commission follow established precedent, particularly in the field of labor law, in implementing the good faith retransmission consent negotiation requirement. Consistent with this conclusion, the Order adopts a two-part test for good faith. The first part of the test consists of a brief, objective list of negotiation standards. The second part of the good faith test is based on a totality of the circumstances standard. Under this standard, an MVPD may present facts to the Commission which, even though they do not allege a violation of the specific standards enumerated above, given the totality of the circumstances constitute a failure to negotiate in good faith. The Commission's rules regarding the good faith negotiation requirement sunset on

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January 1, 2006. An MVPD believing itself to be aggrieved may file a complaint with the Commission.

Timetable:

Action	Date	FR Cite
NPRM	12/29/99	64 FR 72985
1st R&O	03/23/00	65 FR 23805
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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4114. SATELLITE BROADCASTING SIGNAL CARRIAGE REQUIREMENTS

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 338; 47 USC 534; 47 USC 535

CFR Citation: Not Yet Determined

Legal Deadline: Final, Statutory, November 29, 2000.

Abstract: The Satellite Home Viewer Improvement Act of 1999 (SHVIA) requires satellite carriers, by January 1, 2002, to carry upon request all local broadcast stations' signals. These signals must be carried in all local markets in which the satellite carriers carry at least one broadcast station signal, assuming this signal is licensed pursuant to section 122 of the Copyright Act. The SHVIA requires the Commission to issue rules implementing the Act's mandatory carriage requirements within one year of the SHVIA's enactment. On November 29, 2000 the Commission adopted a Report and Order that places satellite carriers on equal footing with

cable operators with respect to the availability of programming. The applicable statutory provisions are found in section 1008 of the SHVIA and codified at section 338 of the Communications Act.

Timetable:

Action	Date	FR Cite
NPRM	06/30/00	65 FR 40564
NPRM Comment Period End	08/04/00	
Report and Order	01/23/01	66 FR 7410
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

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FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Common Carrier Bureau

4115. ADMINISTRATION OF THE NORTH AMERICAN NUMBERING PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 3 to 4; 47 USC 151; 47 USC 152 to 155; 47 USC 154(i); 47 USC 201 to 205; 47 USC 207 to 209; 47 USC 218; 47 USC 225 to 227; 47 USC 251 to 252; 47 USC 271; 47 USC 332; 47 USC 403

CFR Citation: 47 CFR 52.1 to 52.99; 47 CFR 151; 47 CFR 154; 47 CFR 201 to 205; 47 CFR 403

Legal Deadline: None

Abstract: The Report and Order lays the foundation for the fair and effective administration of numbering in the United States. The Report and Order establishes a model for administration of numbering resources in a competitive environment. In this model, the FCC will set broad policy objectives, be the final arbiter of domestic numbering disputes and work closely with other member countries of the North American Numbering Plan (NANP), the States, industry and

consumers to ensure fair and effective number administration. The Report and Order creates the North American Number Council (NANC) under the Federal Advisory Committee Act. In the Third Report and Order, released on October 9, 1997, the Commission affirmed the NANC's selection of Lockheed Martin IMS as the new NANP administrator. The NANP administrator is a nongovernmental entity that is not aligned with any particular telecommunications industry segment, and upon selection and following a transition period, assumed Bellcore's current NANP administrator functions and the central office code administration functions currently handled by the dominant local exchange carrier in each area code. The rules were expanded to accommodate the requirements of the Telecommunications Act of 1996. See FCC 96-337, released August 8, 1996.

Timetable:

Action	Date	FR Cite
NOI	11/10/92	57 FR 53462

Action	Date	FR Cite
NPRM	05/10/94	59 FR 24103
R&O	07/28/95	60 FR 58737
2d R&O	09/06/96	61 FR 47284
3rd R&O	10/23/97	62 FR 55179
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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FCC—Common Carrier Bureau

Long-Term Actions

4116. USE OF N11 CODES AND OTHER ABBREVIATED DIALING ARRANGEMENTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 201 to 205; 47 USC 251(e)**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: In 1992, the FCC released a Notice of Proposed Rulemaking in CC Docket 92-105 proposing that local exchange carriers (LECs) be required to make N11 codes available for access to information service providers. In this proposal, LECs could establish any reasonable assignment criteria for such allocation, including "first come, first served." The FCC's General Counsel released a letter indicating it found no regulatory or legal obstacles to assignment of N11 codes for information services. On February 19, 1997, the FCC released a First Report and Order and Further Notice of Proposed Rulemaking in that Docket (FCC 97-51) which allows incumbent LECs, in addition to the States and Bell Communications Research (Bellcore), to continue to perform the N11 code administration functions that they performed at the time of enactment of the 1996 Act amendments to the 1934 Act, until further FCC action. The FCC concluded that: (1) 311 should be assigned as a national number for access to non-emergency police calls; (2) 711 should be assigned as a national number for access to telecommunications relay services (TRS); (3) all providers of telephone exchange service must be able to have their customers call 611 and 811 to reach their repair and business service offices; and (4) a LEC may not itself offer enhanced services using a 411 code or any other N11 code, unless that LEC offers access to the code on a reasonable nondiscriminatory basis to competing enhanced service providers in the local service area for which it is using the code to facilitate distribution of their enhanced services. In the FNPRM, the FCC asked for comment on: (1) the technical feasibility of implementing 711 for TRS access; (2) the possibility of developing an N11 gateway offering access to multiple TRS providers; (3) whether with such access, TRS calls would still be answered within mandatory minimum answer times; (4) whether such a gateway would be consistent

with section 255; (5) whether other important disability services could be accessed thereby; (6) the possibility of providing both voice and text TRS services through the same abbreviated TRS code; (7) the proprietary nature of N11 codes; and (8) an FCC proposal to transfer administration of N11 codes at the local level from incumbent LECs to the North American Numbering Plan (NANP) administrator. Petitions for reconsideration or clarification on the order have been filed. Comments and replies were filed on March 31 and April 30, 1997, respectively. On June 16, 1999, the Commission released a Public Notice announcing that it will hold a public forum on September 8, 1999, on 711 access to TRS. The goal of the forum was to identify steps that must be taken to implement 711 access to TRS as well as obstacles to implementation and how those obstacles can be resolved.

On August 9, 2000, the Commission released a Second Report and Order (FCC 00-257) that addresses issues related to the deployment of 711 for access to TRS. The Commission required a nationwide rollout of 711 access to TRS and established an implementation framework. On July 31, 2000, the Commission released a Third Report and Order (FCC 00-256) that granted the petition of the United Way of America, and others, for nationwide assignment of the 211 abbreviated dialing code for access to community information and referral services. The Commission also granted the petition of the U.S. Department of Transportation for nationwide assignment of the 511 abbreviated dialing code for access to travel and traffic information. The Commission further addressed issues raised in petitions for reconsideration of the N11 First Report and Order and resolved outstanding issues from the N11 Further Notice of Proposed Rulemaking.

On August 29, 2000, the Commission released a Fourth Report and Order and Third Notice of Proposed Rulemaking in this docket and a Notice of Proposed Rulemaking in WT Docket 00-110 (FCC 00-327) to implement the Wireless Communications and Public Safety Act of 1999. The Commission designated 911 as the universal emergency number and sought comment on appropriate transition periods and how the Commission should facilitate States'

efforts to deploy comprehensive emergency communications systems.

Timetable:

Action	Date	FR Cite
NPRM	05/29/92	57 FR 22681
First R&O	02/26/97	62 FR 8633
FNPRM	02/26/97	62 FR 8671
Second R&O	09/11/00	65 FR 54799
Fourth R&O and Third NPRM	09/19/00	65 FR 56751
Third R&O	02/09/01	66 FR 9674
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Additional Bureau: Consumer Information**Agency Contact:** Cheryl L. Callahan, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AF51**4117. IMPLEMENTATION OF THE UNIVERSAL SERVICE PORTIONS OF THE 1996 TELECOMMUNICATIONS ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151 et seq**CFR Citation:** 47 CFR 54**Legal Deadline:** NPRM, Statutory, March 8, 1996.

Other, Statutory, November 8, 1996, Recommended decision.

Final, Statutory, May 8, 1997, Federal-State Joint Board R&O released May 8, 1997.

Abstract: As required by the Telecommunications Act of 1996, the Commission sought comment on proposals for reforming universal service. On November 8, 1996, the Federal-State Joint Board on Universal Service issued a recommended decision on changes to the universal service support mechanisms. In addition, on January 10, 1997, the Commission issued an NPRM and NOI on changes to the Board of Directors of the National Exchange Carrier Association (NECA), regarding the administration of universal service. On May 8, 1997, the Commission, at the direction of Congress, released its order implementing the universal service portions of the 1996 Act. On December

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30, 1997, the Commission issued the 4th Order on Reconsideration which made changes and clarifications to the May 8 Order. On June 22, 1998, the Commission issued the 5th Order on Reconsideration which revised the collection levels for the schools and libraries support mechanism through June 30, 1999, and revised the collection levels for the rural health care support mechanism through December 31, 1998. The 5th Order on Reconsideration also revised the priority with which schools and libraries and rural health care providers will receive support. On October 28, 1998, the Commission issued the 5th Report and Order, in which it adopted the model platform for its forward-looking economic cost methodology, which will be used to determine support for non-rural carriers beginning July 1, 1999. On November 21, 1998, the Commission issued the 8th Order on Reconsideration in which it consolidated the administration of universal service into a single entity known as the Universal Service Administrative Company or USAC. On November 25, 1998, the Federal-State Joint Board on Universal Service issued its Second Recommended Decision in which the Joint Board made certain recommendations to the Commission regarding the high cost support mechanism.

On May 28, 1999, the Commission issued the 13th Order on Reconsideration in which it adopted the principles of a Federal high-cost support mechanism that conformed to the Second Recommended decision and in which it sought further comment on specific elements of the support methodology. In the 13th Order on Reconsideration, the Commission also decided to implement the new high-cost support mechanism on January 1, 2000 instead of July 1, 1999, as previously planned. On May 28, 1999, the Commission also issued a Further Notice of Proposed Rulemaking in which it sought comment on proposed input values to be used in the forward-looking model to determine non-rural LECs' cost of providing supported services in high cost areas. On August 5, 1999, the Commission adopted a Further Notice of Proposed Rulemaking in which it sought comment to ascertain the availability of, and to understand the possible impediments to, deployment and subscribership in unserved and underserved areas of the

Nation, including tribal lands and other insular areas.

On November 1, 1999, the Commission issued the Fourteenth Order on Reconsideration, in which it eliminated the requirement that only carriers that have been certified as eligible telecommunications carriers may receive credit against their universal service contributions for providing telecommunications services to rural health care providers at the lower urban rates. On November 1, 1999, the Commission also issued the Fifteenth Order on Reconsideration, in which it authorized support for any commercially available telecommunications service regardless of the bandwidth, and simplified the method for determining how much support a rural health care provider can receive. On November 2, 1999, the Commission issued the Ninth Report and Order and Eighteenth Order on Reconsideration in which it adopted a new forward-looking high-cost support mechanism that will enable States to ensure the reasonable comparability of non-rural carriers' intrastate rates. On November 2, 1999, the Commission also issued the Tenth Report and Order in which it completed the selection of a cost model to estimate forward-looking cost by adopting input values for the previously adopted cost model.

On June 30, 2000, the Commission issued the Twelfth Report and Order, Memorandum Opinion and Order, and Further Notice of Proposed Rulemaking, in response to the Further Notice of Proposed Rulemaking it adopted on August 5, 1999. In the Twelfth Report and Order, the Commission adopted measures to promote telecommunications subscribership and infrastructure deployment within American Indian and Alaska Native tribal communities.

On October 12, 2000, the Commission released a Further Notice of Proposed Rulemaking and Order to seek comment on proposals to modify the Commission's rules relating to contributions to the Federal universal service support mechanisms. On January 12, 2001, the Commission released a Further Notice of Proposed Rulemaking seeking comment on the Recommended Decision of the Federal-State Joint Board on Universal Service (Joint Board) regarding a plan for reforming the universal service support mechanism for rural carriers. The Joint

Board sent to the Commission the Rural Task Force Recommendation as a good foundation for implementing rural high-cost reform. The Rural Task Force recommends the use of a modified version of the current high-cost loop support mechanism based on carriers' embedded costs.

Timetable:

Action	Date	FR Cite
Recommended Decision Federal-State Joint Board, Universal Service	11/08/96	61 FR 63778
1st R&O	05/08/97	62 FR 32862
2nd R&O	05/08/97	62 FR 32862
Order on Recon	07/10/97	62 FR 40742
R&O and 2nd Order on Recon	07/18/97	62 FR 41294
2nd R&O, and FNPRM	08/15/97	62 FR 47404
3rd R&O	10/14/97	62 FR 56118
2nd Order on Recon	11/26/97	62 FR 65036
4th Order on Recon	12/30/97	62 FR 2093
5th Order on Recon	06/22/98	63 FR 43088
5th R&O	10/28/98	63 FR 63993
8th Order on Recon	11/21/98	
2nd Recommended Decision	11/25/98	63 FR 67837
13th Order on Recon	06/09/99	64 FR 30917
FNPRM	06/14/99	64 FR 31780
FNPRM	09/30/99	64 FR 52738
14th Order on Recon	11/16/99	64 FR 62120
15th Order on Recon	11/30/99	64 FR 66778
10th R&O	12/01/99	64 FR 67372
9th R&O and 18th Order on Recon	12/01/99	64 FR 67416
19th Order on Recon	12/30/99	64 FR 73427
20th Order on Recon	05/08/00	65 FR 26513
Public Notice	07/18/00	65 FR 44507
12th R&O, MO&O and FNPRM	08/04/00	65 FR 47883
FNPRM and Order	11/09/00	65 FR 67322
FNPRM	01/26/01	66 FR 7867
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Undetermined

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RIN: 3060-AF85

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Long-Term Actions

4118. TOLL-FREE SERVICE ACCESS CODES**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 201 et seq; 47 USC 251(e)**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** This proceeding assures that toll-free numbers are allocated on an efficient, fair, and orderly basis.**Timetable:**

Action	Date	FR Cite
NPRM	10/05/95	60 FR 57157
Second R&O	04/25/97	62 FR 20126
Third R&O	10/09/97	62 FR 55179
Fourth R&O and MO&O	03/30/98	63 FR 16440
Fifth R&O	07/05/00	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Martin Schwimmer, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AG11**4119. IMPLEMENTATION OF SECTION 273 OF THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 153; 47 USC 154; 47 USC 157; 47 USC 201 to 209; 47 USC 218; 47 USC 251; 47 USC 273; 47 USC 403**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** This rulemaking implements provisions of the Telecommunications Act of 1996 relating to the manufacturing of telecommunications equipment and customer premises equipment by the Bell Operating Companies and their affiliates.**Timetable:**

Action	Date	FR Cite
NPRM	01/24/97	62 FR 3638
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Gregory Cooke, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AG36**4120. IMPLEMENTATION OF NON-ACCOUNTING SAFEGUARDS, SEC. 271 & 272 OF COMMUNICATIONS ACT OF 1996 & REGULATORY TREATMENT OF LEC PROVISIONS OF INTEREXCHANGE SVCS. ORIG. IN LEC LOCAL EXCH. AREA****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 201 to 205; 47 USC 215; 47 USC 218; 47 USC 220; 47 USC 271; 47 USC 272; 47 USC 303(r)**CFR Citation:** 47 CFR 1.720; 47 CFR 1.721; 47 CFR 1.735; 47 CFR 61.41; 47 CFR 61.58; 47 CFR 63.71; 47 CFR 64.702**Legal Deadline:** None**Abstract:** On December 24, 1996, the Commission adopted the Non-Accounting Safeguards Order in its proceeding implementing the non-accounting safeguards provision of the Communications Act of 1934, as amended by the Telecommunications Act of 1996. These provisions prescribe the manner in which the Bell Operating Companies (BOCs) may enter certain markets, including the provisions of in-region interLATA services. On October 1, 1999, the Commission denied several petitions for reconsideration of its initial Order and, on its own motion, clarified certain language in the Order relating to so-called "teaming arrangements." Certain BOCs subsequently appealed specific aspects of the Order to the U.S. Circuit Court for the District of Columbia. On October 27, 2000, the Court granted the Commission's motion for a voluntary remand, and remanded the matter to the Commission. On November 8, 2000, the Commission sought further comment on the specific issues raised by the appeal.**Timetable:**

Action	Date	FR Cite
NPRM	07/29/96	61 FR 39392
First R&O	01/21/97	62 FR 2927
FNPRM	01/21/97	62 FR 2991

Action	Date	FR Cite
Second Order on Recon	07/07/97	62 FR 36216
Order	04/06/98	63 FR 16696
Second R&O	04/24/98	63 FR 20326
Erratum	06/25/98	63 FR 34603
Third O on Recon	10/01/99	64 FR 61527
Public Notice	11/08/00	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Brent Olson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AG37**4121. POLICIES AND RULES GOVERNING INTERSTATE PAY-PER-CALL AND OTHER INFORMATION SERVICES PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 228**CFR Citation:** 47 CFR 64.1501; 47 CFR 64.1504; 47 CFR 64.1510**Legal Deadline:** None**Abstract:** The Commission has received comments on proposed rules designed to implement the 1996 Telecommunications Act with respect to information services to prevent abusive and deceptive practices by entities that might try to circumvent the statutory requirements. The proposed rules address generally the use of dialing sequences other than the 900 service access code to provide information services.**Timetable:**

Action	Date	FR Cite
NPRM	06/20/96	61 FR 31481
NPRM Comment Period End	09/16/96	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Sheryl Todd, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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Long-Term Actions

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RIN: 3060-AG42

4122. TELECOMMUNICATIONS CARRIERS' USE OF CUSTOMER PROPRIETARY NETWORK INFORMATION AND OTHER CUSTOMER INFORMATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 222; 47 USC 275; 47 USC 303(r)**CFR Citation:** 47 CFR 64.2001; 47 CFR 64.2003; 47 CFR 64.2005; 47 CFR 64.2007; 47 CFR 64.2009**Legal Deadline:** None

Abstract: The Commission adopted rules implementing the new statutory framework governing carrier use and disclosure of customer proprietary network information (CPNI) created by section 222 of the Communications Act of 1934, as amended. CPNI includes, among other things, to whom, where, and when a customer places a call, as well as the types of service offerings to which the customer subscribes and the extent to which the service is used.

Timetable:

Action	Date	FR Cite
NPRM	05/28/96	61 FR 26483
Public Notice	02/25/97	62 FR 8414
2d R&O and FNPRM	04/24/98	63 FR 20364
Order on Reconsideration	10/01/99	64 FR 53242
Final Rule, Announcement of Effective Date	01/26/01	66 FR 7865

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

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RIN: 3060-AG43

4123. POLICY AND RULES CONCERNING THE INTERSTATE, INTEREXCHANGE MARKETPLACE; IMPLEMENTATION OF SECTION 254(G) OF THE COMMUNICATIONS ACT OF 1934, AS AMENDED**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 201 to 205; 47 USC 214(e); 47 USC 215; 47 USC 218; 47 USC 220**CFR Citation:** 47 CFR 61; 47 CFR 64.702(e)**Legal Deadline:** None

Abstract: On March 25, 1996, the Commission released an NPRM seeking comment on its proposal that nondominant interexchange carriers should no longer file tariffs. On October 29, 1996, the Commission adopted the Second Report and Order in which it determined that the statutory forbearance criteria in section 10 of the Communications Act were met for complete detariffing of the interstate, domestic, interexchange services offered by nondominant interexchange carriers. The Commission determined that such carriers would no longer be allowed to file tariffs pursuant to section 203 of the Communications Act for such services, with limited exceptions. The Commission maintained the tariffing requirement for the international portion of bundled domestic and international service offerings. It further required nondominant interexchange carriers to: (1) file an annual certification stating that they are in compliance with the requirements of section 254(g); (2) maintain supporting documentation on the rates, terms, and conditions of their interstate, domestic, interexchange services that they could submit to the Commission within ten business days upon request; and (3) make publicly available information concerning current rates, terms, and conditions for all of their interstate, domestic interexchange services. Several parties appealed, requesting a stay of the Second Report and Order pending review by the D.C. Circuit. On February 13, 1997, the D.C. Circuit granted certain motions, including a motion for a stay of the Commission's detariffing order. The result was that nondominant interexchange carriers were required to file tariffs for their interstate, domestic, interexchange service. On August 20, 1997, the Commission released an Order on Reconsideration in which it modified the Second Report and Order

by: (1) adopting permissive detariffing for interstate, domestic, interexchange direct-dial services to which end users obtain access by dialing an access code; (2) adopting permissive detariffing for the first 45 days of service to new customers that contact the local exchange carrier to choose their primary interexchange carrier; and (3) eliminating the requirement that nondominant interexchange carriers make publicly available information concerning current rates and terms for most interstate, domestic interexchange services.

In the Second Order on Reconsideration, the Commission considered again whether nondominant interexchange carriers (IXCs) should be required to make available to the public information concerning the rates, terms and conditions for all their interstate, domestic, interexchange services. Like other common carriers, IXCs historically have been required to file tariffs with the appropriate regulatory body (this Commission, in the case of interstate services) establishing the rates, terms, and conditions of service. The tariff does not simply serve as a public source of such information; under the judicially created "filed-rate" doctrine, the tariffed rate for a service is the only lawful rate that the carrier may charge for that service. Even if a carrier intentionally misrepresents its rate and a customer relies on the misrepresentation, the carrier cannot be held to the promised rate if it conflicts with the tariffed rate. When a single carrier dominated the interstate interexchange market, tariffing was an effective tool for ensuring compliance with various common carrier requirements, including rules that require nondiscrimination among customers.

On April 28, 2000, the Court of Appeals upheld the Commission's orders requiring detariffing of domestic, interexchange services and lifted the stay on May 1, 2000. The Common Carrier Bureau issued a Public Notice on May 9, 2000 requesting comment on the nine-month transition plan set out in the Second Report and Order. The Bureau requested comment on (1) whether permissive detariffing should be permitted during all or part of the nine-month transition period for bundled domestic and international service offerings; (2) how quickly the IXCs can come into full compliance with the Web posting requirement; and

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(3) whether any other modifications should be made to the transition plan. Comments were filed on May 31, 2000, and reply comments were filed on June 9, 2000.

By Public Notice dated November 6, 2000, the Common Carrier Bureau extended the transition period until April 30, 2001, for mass market consumer services only. On November 17, 2000, the Common Carrier Bureau issued an Order that addressed the comments filed in response to the May 9, 2000 Public Notice. Specifically, the bureau addressed issues relating to the transition period, public disclosure, and certification requirements.

Timetable:

Action	Date	FR Cite
NPRM	04/03/96	61 FR 14717
R&O	08/16/96	61 FR 42558
2nd R&O	11/22/96	61 FR 59340
Order on Reconsideration	11/04/97	62 FR 59583
Second Order on Reconsideration	04/22/99	64 FR 19722
Public Notice	05/09/00	
Public Notice	11/06/00	
Order	11/17/00	
Public Notice	02/05/01	
Public Notice	02/21/01	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

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RIN: 3060-AG45

4124. IMPLEMENTATION OF THE SUBSCRIBER SELECTION CHANGES PROVISION OF THE TELECOMMUNICATIONS ACT OF 1996

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 201; 47 USC 258

CFR Citation: 47 CFR 64.1100; 47 CFR 64.1150; 47 CFR 64.1160; 47 CFR 64.1170; 47 CFR 64.1180; 47 CFR 64.1190

Legal Deadline: None

Abstract: In December 1998, the Commission established new rules and

policies implementing section 258 of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, which makes it unlawful for any telecommunications carrier to “submit or execute a change in a subscriber’s selection of a provider of telecommunications exchange service or telephone toll service except in accordance with such verification procedures as the Commission shall prescribe.” The rules provide, among other things, that any telecommunications carrier that violates such verification procedures and that collects charges for telephone exchange service or telephone toll service from a subscriber, shall be liable to the carrier previously selected by the subscriber in an amount equal to all charges paid by the subscriber after such violation. In the FNPRM, we sought comment on several proposals to further strengthen our slamming rules, including a proposal to require unauthorized carriers to remit to authorized carriers certain amounts in addition to the amount paid by slammed subscribers, as well as proposals for preventing the confusion and slamming that results from resellers using the same carrier identification codes as their facilities-based carriers. In April 2000, the Commission modified the slamming liability rules by giving victims of slamming adequate redress, ensuring that carriers that slam do not profit from their fraud, and allowing states to act as the primary administrator of slamming complaints.

In July 2000, the Commission took further action to improve the existing carrier change process for both consumers and carriers, protect the right of consumers to exercise choice among carriers, and ensure that consumers’ choices are honored. In December 2000, the Commission adopted a Biennial Review FNPRM seeking comment on proposals to amend the slamming rules to lighten administrative burdens associated with selling or transferring customer bases by eliminating the need to obtain a waiver, while continuing to protect consumers. In February 2001, the Commission adopted an order modifying and clarifying certain aspects of the reporting and registration requirements it had adopted in July 2000.

Timetable:

Action	Date	FR Cite
MO&O on Recon and FNPRM	08/14/97	62 FR 43493
FNPRM Comment Period End	09/30/97	
Second Report & Order and Second FNPRM	02/16/99	64 FR 7745
First O on Recon	04/13/00	65 FR 47678
Third Report & Order	08/15/00	
Second O on Recon	08/15/00	
Third FNPRM	01/18/01	
Order	02/22/01	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AG46

4125. IMPLEMENTATION OF SECTION 402(B)(1)(A) OF THE TELECOMMUNICATIONS ACT OF 1996; LEC TARIFF STREAMLINING PROVISIONS

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 154

CFR Citation: 47 CFR 1.773(a); 47 CFR 61.58

Legal Deadline: Final, Statutory, February 8, 1997, the Act of 1996 provides that streamlining provisions apply to any charge, classification, regulation, or practice filed on or after one year after date of enactment of the Act (i.e., 2/8/97).

Abstract: In this Report and Order, the FCC adopted rules to implement the specific streamlining requirements of the Telecommunications Act of 1996. Petitions for reconsideration were filed.

Timetable:

Action	Date	FR Cite
NPRM	09/24/96	61 FR 49987
NPRM Comment Period End	10/24/96	
R&O	02/07/97	62 FR 5757
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

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Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Joi Nolen, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1520**RIN:** 3060-AG47**4126. ACCESS CHARGE REFORM****Priority:** Economically Significant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 201 to 205; 47 USC 403; 47 USC 553**CFR Citation:** 47 CFR 61.41 to 61.49; 47 CFR 69**Legal Deadline:** None

Abstract: On December 24, 1996, the Commission initiated a rulemaking to revise its access charge rules to make them compatible with a competitive market envisioned by the Telecommunications Act of 1996. On May 7, 1997, the Commission adopted revised access charge rate structure rules and adjusted the price cap productivity factor. The Commission also adopted a market-based approach to reducing overall access charge levels and moving such levels toward forward-looking economic costs. The Commission adopted a Further Notice of Proposed Rulemaking seeking comment on proposals to allow presubscribed interexchange carrier charges on special access lines and to adjust the allocation of General Support Facilities costs recovered through interstate access charges.

On July 10, 1997, on its own motion, and on October 9, 1997, in response to reconsideration petitions, the Commission revised or clarified certain parts of the rules adopted in the May 1997 Access Charge Reform Order. On November 26, 1997, the Commission adopted rules requiring price cap carriers to adjust the allocation of General Support Facilities costs and to reduce their price cap indices to ensure that regulated access rates do not recover those costs which are related to nonregulated services. Reconsideration petitions filed in response to the Access Charge Reform Order, if not yet addressed, will be addressed in future reconsideration orders. On May 27, 1999, the Commission initiated a further rulemaking, seeking comment on how

to adjust interstate access charges in conjunction with the removal from access charges of implicit universal service support for non-rural local exchange carriers. On August 5, 1999, the Commission adopted rules implementing the market-based approach to access charge reform, pursuant to which incumbent price cap local exchange carriers receive progressively greater pricing flexibility as competition develops. The Commission also initiated a Further Notice of Proposed Rulemaking, seeking comment on additional pricing flexibility, proposed changes to the rate structure for local switching and tandem-switched transport, and the need to constrain access charges imposed by competitive local exchange carriers. Reconsideration petitions filed in response to the November 1997 General Support Facilities Order will be addressed in a future reconsideration order. On May 31, 2000, the Commission adopted an industry proposal establishing a 5-year plan for price cap local exchange carriers and resolving many outstanding issues concerning interstate access charges and interstate universal service. On June 16, 2000, the Commission issued a Public Notice inviting parties to update and refresh the record regarding the mandatory detariffing of competitive local exchange carriers' interstate access services.

Timetable:

Action	Date	FR Cite
NPRM	01/31/97	62 FR 4670
FNPRM	06/06/97	62 FR 31040
R&O	06/11/97	62 FR 31868
Second Report & Order	06/11/97	62 FR 31939
Order on Reconsideration	07/29/97	62 FR 40460
Second Order on Reconsideration	10/29/97	62 FR 56121
Third Report & Order	12/15/97	62 FR 65619
Public Notice	10/09/98	63 FR 54430
Third Order on Reconsideration	10/15/98	63 FR 55334
Fourth Report & Order and FNPRM	06/09/99	64 FR 30949
Fifth Report & Order and FNPRM	09/22/99	64 FR 51258
NPRM	10/04/99	64 FR 53648
Sixth Report & Order	06/21/00	65 FR 38684
Public Notice	06/26/00	65 FR 39335
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Aaron Goldschmidt, Staff Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7146**RIN:** 3060-AG49**4127. IMPLEMENTATION OF THE LOCAL COMPETITION PROVISIONS OF THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151 to 155; 47 USC 157; 47 USC 201 to 205; 47 USC 207 to 209; 47 USC 218**CFR Citation:** 47 CFR 51; 47 CFR 52**Legal Deadline:** Final, Statutory, August 8, 1996.

Abstract: The Second Report and Order and Memorandum Opinion and Order implemented the dialing parity, nondiscriminatory access, network disclosure, and number administration provisions of the Telecommunications Act of 1996. The Order also denied the Petition for Expedited Declaratory Ruling on the area code relief plan for Dallas and Houston filed with the FCC by the Texas Public Utilities Commission on May 9, 1996. Finally, this Order addressed petitions for clarification or reconsideration in the matters of proposed 708 Relief Plan and 630 Numbering Plan Area Code by Ameritech and the Administration of the North American Numbering Plan. On July 19, 1999, the Commission released an order denying the petition for reconsideration of the Local Competition Second Report and Order and Memorandum Opinion and Order filed by Beehive Telephone Company, Inc., Local Competition Second Report and Order, First Order on Reconsideration, CC Docket No. 96-98, FCC 99-170, 1999 WL 507245 (1999). On August 17, 1999, Beehive filed a Notice of Appeal of this order with the U.S. Court of Appeals for the D.C. Circuit. On May 18, 2000, the Court affirmed the Commission's decision without a published opinion. On June 30, 2000, Beehive filed a Petition for Rehearing with the Court. That petition was denied on July 18, 2000.

On September 9, 1999, the Commission released the Second Order on Reconsideration of the Local Competition Second Report and Order,

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FCC 99-227, resolving petitions for reconsideration of rules adopted in the Local Competition Second Report and Order to implement the requirement of Section 251(b)(3), 47 U.S.C. Section 251(b)(3), that LECS provide non-discriminatory access to directory assistance, directory listing and operator services. On October 21, 1999, the Commission released the Third Order on Reconsideration of the Local Competition Second Report and Order, FCC 99-243, resolving the petitions for reconsideration regarding numbering administration under section 251(e)(1) of the Act, 47 U.S.C. section 251(e)(1). Other petitions for reconsideration or clarification of the Local Competition Second Report and Order and Memorandum Opinion and Order regarding dialing parity under section 251(b)(3) of the Act, 47 U.S.C. section 251(b)(3), and network disclosure under section 251(c)(1) of the Act, 47 U.S.C. section 251(c)(1), are currently pending before the Commission.

Timetable:

Action	Date	FR Cite
NPRM	04/25/96	61 FR 18311
NPRM Comment Period End	06/03/96	
Order	09/06/96	61 FR 47284
Second Order on Recon	09/27/99	64 FR 51910
Third Order on Recon	11/18/99	64 FR 62983
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal

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RIN: 3060-AG50

4128. IMPLEMENTATION OF SECTION 255 AND SECTION 251(A)(2) OF THE TELECOMMUNICATIONS ACT OF 1996; ACCESS TO TELECOMMUNICATIONS SERVICES EQUIPMENT AND CUSTOMER PREMISE EQUIPMENT FOR PERSONS WITH DISABILITIES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 255**CFR Citation:** 47 CFR 6; 47 CFR 7**Legal Deadline:** None

Abstract: This proceeding is initiated to implement the provisions of sections 251(a)(2) and 255 of the Communications Act and related sections of the Telecommunications Act of 1996 regarding the accessibility of telecommunications equipment and services to persons with disabilities.

Timetable:

Action	Date	FR Cite
NOI	09/26/96	61 FR 50465
NPRM	05/22/98	63 FR 28456
NPRM Comment Period End	08/14/98	
First Report & Order	11/19/99	64 FR 63277
Public Notice	07/13/00	65 FR 43372
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Additional Information: Additional Bureau: Consumer Information

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RIN: 3060-AG58

4129. ENHANCED 911 SERVICES FOR WIRELINE

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 201; 47 USC 222; 47 USC 251

CFR Citation: 47 CFR 64.706; 47 CFR 64.708; 47 CFR 68.2; 47 CFR 68.3; 47 CFR 68.3(a); 47 CFR 68.228; 47 CFR 68.308; 47 CFR 68.310

Legal Deadline: None

Abstract: The rules generally will assist State governments in drafting legislation that will ensure that multi-line telephone systems are compatible with the enhanced 911 network.

Timetable:

Action	Date	FR Cite
NPRM	10/11/94	59 FR 54878
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

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RIN: 3060-AG60

4130. ADMINISTRATION OF THE NORTH AMERICAN NUMBERING PLAN, CARRIER IDENTIFICATION CODES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 201 to 205; 47 USC 251(e)

CFR Citation: None**Legal Deadline:** None

Abstract: In 1994, the FCC released a Notice of Proposed Rulemaking (NPRM) in CC Docket No. 92-237 addressing various issues relating to NANP administration, including carrier identification codes (CICs). On April 30, 1996, the FCC issued a Public Notice to refresh the record in this Docket. On April 11, 1997, the FCC released a Second Report and Order affirming its tentative conclusion in the

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NPRM of the industry's plan to convert 3-digit Feature Group D (FGD) Carrier Identification Codes (CICs) to 4-digit. On October 9, 1997, the FCC released the CICs' Further Notice of Proposed Rulemaking seeking comments on the definition of "entity" used to determine who may receive a CIC, and on CIC conservation issues. On October 22, 1997, the Commission released CIC's Order on Reconsideration, Order on Application For Review, and Second FNPRM. The Order on Application For Review denied VarTec Telecom Inc.'s Application for Review of the Common Carrier Bureau's (CCB's) decision to deny VarTec's Motion for Stay of the CIC's Second Report and Order. The Second Further Notice of Proposed Rulemaking tentatively concludes that eventually all Local Exchange Carriers (LEC) end offices should be required to provide equal access. In December 1997 and January 1998, the CCB's Network Service Division released five Orders addressing petitions for waiver filed by small LECs, requesting extension of the January 1, 1998 deadline for conversion of switches to 4-digit. On January 28, 1998, the Network Services Division released an Order addressing a petition filed by a LEC seeking a waiver of 5-digit CIC dialing during the permissive dialing period. The last waiver of the permissive dialing period, where users could use either 5 or 7 digit carrier access code dialing, ended successfully on December 31, 1999. Several petitions were received in the first half of calendar year 2000 that may require the issuance of a Public Notice to refresh the record of the FNPRM.

Timetable:

Action	Date	FR Cite
Second R&O	04/18/97	62 FR 19056
FNPRM	10/22/97	62 FR 54817
Order on Recon	10/28/97	62 FR 55762
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

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RIN: 3060-AG61

4131. COMPUTER III FURTHER REMAND PROCEEDINGS: BELL OPERATING COMPANY PROVISION OF ENHANCED SERVICES

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 160; 47 USC 161; 47 USC 202 to 205; 47 USC 251; 47 USC 271; 47 USC 272; 47 USC 274 to 276

CFR Citation: 47 CFR 51; 47 CFR 53; 47 CFR 64

Legal Deadline: None

Abstract: On January 30, 1998, the FCC released a Further Notice of Proposed Rulemaking (FNPRM) proposing to streamline the safeguards under which the Bell Operating Companies (BOCs) provide information (or enhanced) services, such as voice mail and electronic messaging. The FCC sought comment on tentative conclusions relating to nonstructural safeguards, Comparably Efficient Interconnection (CEI) plans, and network information disclosure rules, among other things. Finally, the FNPRM sought to build a record on which to respond to a partial remand of certain orders by the Court of Appeals for the Ninth Circuit. On February 25, 1999, the Commission adopted a Report and Order which streamlined the Commission's CEI and network information disclosure rules. Although the BOCs must continue to comply with their CEI obligations, they are no longer required to obtain pre-approval of their CEI plans and amendments from the Commission before initiating or altering an intra-LATA information service. Instead, the Commission requires the BOCs to post their CEI plans on their publicly accessible Internet sites, and to notify the Common Carrier Bureau upon such posting. The Commission removed the network information disclosure rules set forth in the Computer II and Computer III proceedings, with the narrow exception of the Computer II rules that require carriers to disclose changes that could affect how customer premises equipment (CPE) is attached to the network.

Timetable:

Action	Date	FR Cite
FNPRM	02/26/98	63 FR 9749
R&O	03/24/99	64 FR 14141
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

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RIN: 3060-AG72

4132. DETARIFFING OF COMPETITIVE LOCAL EXCHANGE CARRIERS' INTERSTATE EXCHANGE ACCESS SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151 to 154; 47 USC 160

CFR Citation: Not Yet Determined**Legal Deadline:** None

Abstract: The Commission proposes to establish mandatory detariffing for interstate exchange access services provided by competitive local exchange carriers (CLECs) or some form of regulation of CLECs' access rates pursuant to a Notice of Proposed Rulemaking and Further Notice of Proposed Rulemaking issued by the Commission on June 19, 1997, and August 27, 1999, respectively.

Timetable:

Action	Date	FR Cite
NPRM	07/17/97	62 FR 38244
FNPRM	09/22/99	64 FR 51280
Public Notice	06/26/00	65 FR 39335
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:**

Undetermined

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RIN: 3060-AG73

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4133. IN THE MATTER OF THE TELECOMMUNICATIONS RELAY SERVICES, THE AMERICANS WITH DISABILITIES ACT OF 1990, AND THE TELECOMMUNICATIONS ACT OF 1996**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 225**CFR Citation:** 47 CFR 64.604**Legal Deadline:** None

Abstract: This item will address the requirement that telecommunications relay services be capable of handling any type of call normally provided by common carriers, including coin-sent paid calls. On August 23, 2000, the Bureau suspended the enforcement of the coin sent-paid requirement for an additional nine months, until May 26, 2001.

Timetable:

Action	Date	FR Cite
NPRM	12/04/90	55 FR 50037
R&O and Request for Comments	08/01/91	56 FR 36729
O on Recon, Second R&O and FNPRM	03/03/93	58 FR 12175
MO&O	11/28/95	60 FR 58626
Order	08/23/00	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** Additional Bureau: Consumer Information

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RIN: 3060-AG75**4134. IN THE MATTER OF TELECOMMUNICATIONS RELAY SERVICES AND SPEECH-TO-SPEECH SERVICES FOR INDIVIDUALS WITH HEARING AND SPEECH DISABILITIES****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 225; 47 USC 255; 47 USC 610**CFR Citation:** 47 CFR 64.601; 47 CFR 64.603; 47 CFR 64.604; 47 CFR 64.605**Legal Deadline:** None

Abstract: In the Report and Order, released on March 6, 2000, the FCC adopted additional rules to increase the availability and usefulness of the telecommunications system for Americans with hearing and speech disabilities. Specifically, the FCC required that speech to speech and Spanish language relay services be provided. The FCC also encouraged the provision of video relay interpreting service by making it eligible for reimbursement from the telecommunications relay service (TRS) fund. In addition, the FCC revised its minimum standards in accordance with the statutory mandate that TRS must be "functionally equivalent" to voice telecommunications service to the extent possible. Among other things, these rules will improve the speed at which calls are answered and conversations relayed.

In the Further Notice of Proposed Rulemaking (FNPRM), the FCC asked for comment on how to further improve TRS. Specifically, the FNPRM asked what changes are necessary to increase public awareness of TRS among all callers, not just those with disabilities, including how a national awareness education campaign can be established; and whether other technologies, services, and features should be made available to TRS users.

In the Order on Reconsideration released on June 5, 2000, the FCC, on its own motion, amended the effective date by which parties must comply with most of the amended rules adopted in the Report and Order. The Order on Reconsideration also established a fixed date for the annual submission of complaint log summaries by States and TRS providers to the FCC by July 1 of each year. The FCC also more rigorously conformed the text of the rules concerning the submission of contact information and the treatment of emergency calls to the precise language in the Report and Order. Moreover, the FCC clarified the requirement regarding the transfer of customer profile information between outgoing and incoming TRS providers, and clarified the review process and possible disposition of informal complaints under our amended TRS rules. In addition, the Order on Reconsideration changed the nomenclature in our rules from "video relay interpreting" to "video relay

services." Finally, the Order on Reconsideration corrected various typographical errors.

Timetable:

Action	Date	FR Cite
NPRM	05/20/98	63 FR 32798
NPRM Comment Period End	09/14/98	
O on Recon	06/21/00	65 FR 38432
Report and Order	06/21/00	65 FR 38432
FNPRM	06/21/00	65 FR 38490
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** State**Additional Information:** Additional Bureau: Consumer Information

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RIN: 3060-AG76**4135. 1998 BIENNIAL REGULATORY REVIEW - REVIEW OF ACCOUNTING AND COST ALLOCATION REQUIREMENTS****Priority:** Other Significant**Legal Authority:** 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 161; 47 USC 220

CFR Citation: 47 CFR 32.11; 47 CFR 32.16; 47 CFR 32.2000(b); 47 CFR 32.2114; 47 CFR 32.2115; 47 CFR 32.2116; 47 CFR 32.5280; 47 CFR 32.6114; 47 CFR 32.6115; 47 CFR 32.6116; 47 CFR 64.903; 47 CFR 64.904

Legal Deadline: None

Abstract: This Report and Order modifies the FCC's cost allocation and accounting rules as part of the biennial regulatory review process. Specifically, it (1) raises the threshold significantly for Class A accountings, thus allowing mid-sized carriers currently required to use Class A accounts to use the more streamlined Class B accounts; (2) establishes less burdensome cost allocation manual (CAM) procedures for the mid-sized incumbent local exchange carriers (LECs) and reduces the frequency with which independent audits of the cost allocations are required; and (3) makes several changes to the uniform system of accounts to

FCC—Common Carrier Bureau

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reduce accounting requirements and to eliminate or consolidate accounts.

Timetable:

Action	Date	FR Cite
NPRM	06/17/98	63 FR 45208
NPRM Comment Period End	09/04/98	
Report & Order	06/30/99	64 FR 50002
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Timothy Peterson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1575

RIN: 3060-AG98

4136. 1998 BIENNIAL REGULATORY REVIEW — REVIEW OF ARMIS REPORTING REQUIREMENTS

Priority: Other Significant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 215; 47 USC 218; 47 USC 219; 47 USC 220; 47 USC 403

CFR Citation: 47 CFR 43.21

Legal Deadline: None

Abstract: This Report and Order reduces reporting requirement for incumbent local exchange carriers with annual operating revenues in excess of the annual indexed revenue threshold. These modifications are designed to minimize the reporting burden on carriers, improve the quality and use of the reported financial and operating data, and reduce the costs of collection, verification, and distribution of the data.

Timetable:

Action	Date	FR Cite
NPRM	07/17/98	63 FR 44220
NPRM Comment Period End	09/04/98	
Report & Order	06/30/99	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mika Savir, Attorney, Federal Communications Commission,

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RIN: 3060-AG99

4137. PERFORMANCE MEASUREMENTS AND REPORTING REQUIREMENTS FOR OPERATIONS SUPPORT SYSTEMS, INTERCONNECTION, OPERATOR SERVICES, AND DIRECTORY ASSISTANCE

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 201; 47 USC 202; 47 USC 251; 47 USC 303

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: On April 17, 1998, the FCC released an NPRM seeking comment on a set of model performance measurements and reporting requirements for OSS, interconnection, and access to operator services and to directory assistance.

Timetable:

Action	Date	FR Cite
NPRM	04/17/98	63 FR 27021
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Jessica Rosenworcel, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AH00

4138. ACCESS CHARGE REFORM FOR RATE-OF-RETURN LOCAL EXCHANGE CARRIERS

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 5 USC 553; 47 USC 151; 47 USC 152; 47 USC 153; 47 USC 154; 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 251; 47 USC 254(g); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 36.111; 47 CFR 36.372; 47 CFR 61.1; 47 CFR 69.2; 47 CFR 69.4; 47 CFR 69.110; 47 CFR

69.112; 47 CFR 69.120; 47 CFR 69.125; 47 CFR 69.153(c); 47 CFR 69.307(c)

Legal Deadline: None

Abstract: In order to make the access charge rules compatible with a competitive marketplace as envisioned by the Telecommunications Act of 1996, the FCC on May 26, 1998, initiated a rulemaking to revise interstate access charge rules applicable to incumbent local exchange carriers subject to rate-of-return regulation. The NPRM proposes to permit rate-of-return LECs to adjust their subscriber line charge ceilings on non-primary residential and multi-line business lines to the level necessary to recover their average per-line interstate-allocated common line costs, subject to an inflation-adjusted \$9.00 ceiling. The NPRM also proposes to permit rate-of-return LECs to recover common line revenues through a presubscribed interexchange carrier charge. The NPRM also proposes that per-minute residual carrier common line and residual transport interconnection charges will be eliminated as the presubscribed interexchange carrier charge ceilings increase. The NPRM seeks comment on proposals to allow presubscribed interexchange carrier charges on special access lines and to adjust the allocation of General Support Facilities costs recovered through interstate access charges to ensure that regulated access rates do not recover costs related to nonregulated services. The NPRM proposes that rate-of-return local exchange carriers recover marketing costs allocated to the interstate jurisdiction from end users on a per-line basis. In addition, to establish a new switched access rate element to accommodate a new service offering, the streamlined petition provisions of section 69.4(g) are proposed.

Timetable:

Action	Date	FR Cite
NPRM	07/20/98	63 FR 38774
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Agency Contact: Lynne Milne, Attorney, Federal Communications Commission, Common Carrier Bureau,

FCC—Common Carrier Bureau

Long-Term Actions

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RIN: 3060-AH01

4139. DEPLOYMENT OF WIRELINE SERVICES OFFERING ADVANCED TELECOMMUNICATIONS CAPABILITY

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 153; 47 USC 154; 47 USC 157; 47 USC 160; 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 251; 47 USC 252; 47 USC 253; 47 USC 254; 47 USC 256; 47 USC 271; 47 USC 303(r)

CFR Citation: 47 CFR 51.5; 47 CFR 51.230; 47 CFR 51.231; 47 CFR 51.232; 47 CFR 51.233; 47 CFR 51.319; 47 CFR 51.321; 47 CFR 51.323; 47 CFR 51.605; 47 CFR 51.607

Legal Deadline: None

Abstract: On March 31, 1999, the Commission released a First Report and Order and Further Notice of Proposed Rulemaking (NPRM), in CC Docket No. 98-147, adopting several measures to enable competitive providers of advanced services such as high-speed Internet access, to deploy new technologies on a faster, more cost-effective basis to consumers. This order is intended to create marketplace conditions conducive to the nationwide deployment of advanced telecommunications services consistent with the goals of section 706. Because the Commission concluded that the record does not sufficiently address long-term spectrum compatibility issues, the Commission adopted a companion Further NPRM that seeks comment on issues related to developing long-term standards and practices for spectrum compatibility and management. In the Further NPRM, the Commission also tentatively concludes that it is technically feasible for two different carriers sharing a single line to provide traditional voice service and advanced services. The Further Notice seeks comment on the operational, pricing, legal and policy ramifications of mandating such line sharing at the Federal level.

On November 9, 1999, the Commission released a Second Report and Order in

CC Docket No. 98-147, which addressed whether the discounted resale obligation of section 251(c)(4) applies to incumbent Local Exchange Carrier (LEC) provision of advanced services without regard to their classification as telephone exchange or exchange access. The Commission determined that analysis of section 251(c)(4) requires a fact-specific evaluation of the features and characteristics of a particular transaction, and concluded that advanced services sold at retail by incumbent LECs to residential and business end-users are subject to the Section 251(c)(4) discounted resale obligation, without regard to their classification as telephone exchange service or exchange access service. The Commission, however, reached a different result as to advanced services sold to Internet Service Providers for inclusion in a high-speed Internet service offering, concluding that these advanced services are inherently different from advanced services made available directly to business and residential end-users, and as such, are not subject to the discounted resale obligations of section 251(c)(4).

On December 9, 1999, the Commission released a Third Report and Order in CC Docket No. 98-147 and Fourth Report and Order in CC Docket No. 96-98 (Third R&O). In the Third R&O, the Commission adopted measures to promote the availability of competitive broadband Digital Subscriber Line (DSL) services, especially to residential and small business customers. The Third R&O amends the Commission's unbundling rules to require incumbent LECs to provide unbundled access to a new network element, the high frequency portion of the local loop. This will enable competitive LECs to compete with incumbent LECs to provide access to consumers' DSL services through telephone lines that the competitive LECs can share with incumbent LECs. In addition, the Third R&O adopts spectrum management policies and rules to facilitate the competitive deployment of advanced services. These rules will significantly benefit the rapid and efficient deployment of DSL technologies.

On December 23, 1999, the Commission released an Order on Remand in CC Docket Nos. 98-147, 98-11, 98-26, 98-32, 98-78, and 98-91, in which the Commission determined that US West may not avoid the obligations placed on incumbent LECs under section

251(c) of the Act in connection with the provision of advanced services. The Commission found that when xDSL-based advanced services both originate and terminate "within a telephone exchange," and provide subscribers with the capability of communicating with other subscribers in that same exchange, they are properly classified as "telephone exchange service." The Commission found that xDSL-based advanced services constitute "exchange/access" when exchange boundaries for the purposes of originating or terminating telephone toll services.

On January 19, 2001, the Commission issued an Order on Reconsideration and a Further Notice of Proposed Rulemaking in which the Commission reinforced its line sharing rules to promote availability of unbundled access to the high frequency portion of the loop. It also addressed issues in a variety of petitions for clarification and/or reconsideration filed in response to the original Line Sharing Order.

Timetable:

Action	Date	FR Cite
NPRM	08/24/98	63 FR 45140
Order	08/24/98	63 FR 45133
R&O and Further NPRM	04/30/99	64 FR 23229
Third R&O	01/10/00	65 FR 1331
Second R&O	02/11/00	65 FR 6912
Order on Remand	02/16/00	65 FR 7744
Reconsideration Order and Further NPRM	02/06/01	66 FR 9035
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH03

4140. PRESCRIBING THE AUTHORIZED RATE OF RETURN FOR INTERSTATE SERVICES OF LOCAL EXCHANGE CARRIERS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 201(b); 47 USC 202 to 205; 47 USC 218 to 220; 47 USC 303(r); 47 USC 403

FCC—Common Carrier Bureau

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CFR Citation: 47 CFR 65.301**Legal Deadline:** None

Abstract: This Notice initiates a proceeding to represcribe the authorized rate of return for interstate access services provided by ILECs. It marks the first prescription proceeding since we revised the rules governing procedures and methodologies for prescribing and enforcing the rate of return for ILECs not subject to price cap regulation, and the first prescription proceeding since the Commission adopted its price cap rules for local exchange carriers. In this Notice, we seek comment on the methods by which we could calculate the ILECs' cost of capital. In the Notice, we propose corrections to errors in the codified formulas for the cost of debt and cost of preferred stock and seek comment on whether this proceeding warrants a change in the low-end formula adjustment for local exchange carriers subject to price caps.

Timetable:

Action	Date	FR Cite
NPRM	10/05/98	63 FR 55988
NPRM Comment Period End	04/08/99	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Louise Klees-Wallace, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7116

RIN: 3060-AH18**4141. 1998 BIENNIAL REGULATORY REVIEW - REVIEW OF DEPRECIATION REQUIREMENTS FOR INCUMBENT LOCAL EXCHANGE CARRIERS****Priority:** Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 201 to 205; 47 USC 215; 47 USC 218; 47 USC 220(h); 47 USC 403

CFR Citation: 47 CFR 32.2000; 47 CFR 43.43

Legal Deadline: None

Abstract: In the Report and Order we streamline further our depreciation prescription process by permitting summary filings and eliminating the prescription of depreciation rates for

incumbent local exchange carriers, provided that the carrier uses depreciation factors that are within the ranges adopted by the Commission; expanding the prescribed range for the digital switching plant account; and eliminating theoretical reserve studies for mid-sized carriers. We also set forth conditions pursuant to which a waiver from the Commission's depreciation prescription process may be appropriate. In the Memorandum Opinion and Order, we deny United States Telephone Association's petition for forbearance of our depreciation prescription process. We find that the petition did not meet the three-prong forbearance test under section 10 of the Act (47 U.S.C. section 160).

In the Second Report and Order, we declined to adopt a proposal to relieve carriers of our depreciation requirements where carriers elect an above-the-line accounting treatment of the regulatory-to-financial book differential.

Timetable:

Action	Date	FR Cite
NPRM	10/14/98	63 FR 56900
NPRM Comment Period End	12/08/98	
FNPRM	04/03/00	65 FR 19725
R&O and MO&O	04/10/00	65 FR 18926
Second Report and Order	02/09/01	66 FR 9681
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: JoAnn Lucanik, Assistant Division Chief, Accounting Safeguards Division, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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Email: jlucanik@fcc.gov

RIN: 3060-AH20**4142. COMPREHENSIVE REVIEW OF ACCOUNTING REQUIREMENTS AND ARMIS REPORTING REQUIREMENTS, PHASE 1****Priority:** Other Significant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 220

CFR Citation: 47 CFR 32.13; 47 CFR 32.25; 47 CFR 32.27; 47 CFR 32.903; 47 CFR 32.904; 47 CFR 32.2002; 47 CFR 32.2003; 47 CFR 32.5999

Legal Deadline: None

Abstract: This Report and Order streamlines the FCC's accounting and reporting requirements by (1) eliminating the USOA expense matrix; (2) reducing audit burdens on incumbent local exchange carriers; (3) adopting a de minimis exception to the affiliate transactions rules; (4) eliminating other accounting requirements; and (5) streamlining reporting requirements in the ARMIS 43-02 USOA Report.

Timetable:

Action	Date	FR Cite
NPRM	07/14/99	64 FR 44877
NPRM Comment Period End	09/09/99	
Report and Order	03/28/00	65 FR 16328
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Mika Savir, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

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Email: msavir@fcc.gov

RIN: 3060-AH43**4143. LOCAL TELEPHONE NETWORKS THAT LECS MUST MAKE AVAILABLE TO COMPETITORS**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 251**CFR Citation:** 47 CFR 51 (Revision)**Legal Deadline:** None

Abstract: This revises the rules applicable to incumbent local exchange carriers (LECs) to permit competitive carriers to access portions of the incumbent LECs' networks on an unbundled basis. Unbundling allows competitors to lease portions of the incumbent LECs' network to provide telecommunications services. These rule changes are intended to remove uncertainty regarding the incumbent LECs' unbundling obligations under the Telecommunications Act of 1996 and are expected to accelerate the development of local exchange competition.

FCC—Common Carrier Bureau

Long-Term Actions

Timetable:

Action	Date	FR Cite
Second Further NPRM	04/26/99	64 FR 20238
Fourth Further NPRM	01/14/00	65 FR 2367
Second Errata Third R&O and Fourth Further NPRM	01/18/00	65 FR 2542
Supp Order	01/18/00	65 FR 2542
Errata Third R&O and Fourth Further NPRM	01/18/00	65 FR 2542
Third R&O	01/18/00	65 FR 2542
Correction	04/11/00	65 FR 19334
Supplemental Order Clarification	06/20/00	65 FR 38214
Public Notice	02/01/01	66 FR 8555
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Agency Contact: Jodie Donovan-May, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
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RIN: 3060-AH44

4144. • 2000 BIENNIAL REGULATORY REVIEW — TELECOMMUNICATIONS SERVICE QUALITY REPORTING REQUIREMENTS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 201(b); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 32; 47 CFR 32.11; 47 CFR 32.1220(h); 47 CFR 32.2311(f); 47 CFR 32.2003(b); 47 CFR 32.5280(c); 47 CFR 32.27(c); 47 CFR 64.903(a)

Legal Deadline: None

Abstract: This NPRM proposes to eliminate our current service quality reports (ARMIS Report 43-05 and 43-06) and replace them with a more consumer-oriented report. The NPRM proposes to reduce the reporting categories from more than 30 to 6, and addresses the needs of carriers, consumers, state public utility commissions, and other interested parties.

Timetable:

Action	Date	FR Cite
NPRM	12/04/00	65 FR 75657
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Mika Savir, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AH72

4145. • 1998 BIENNIAL REGULATORY REVIEW — REVIEW OF CUSTOMER PREMISES EQUIPMENT AND ENHANCED SERVICES UNBUNDLING RULES IN THE INTEREXCHANGE, EXCHANGE ACCESS AND LOCAL EXCHANGE MARKETS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 160; 47 USC 161; 47 USC 201 to 205; 47 USC 215; 47 USC 218; 47 USC 220

CFR Citation: 47 CFR 64.702(e)

Legal Deadline: None

Abstract: This Further Notice of Proposed Rulemaking examines the need for certain restrictions on a common carrier's ability to bundle customer premises equipment enhanced services and regulated telecommunications services.

Timetable:

Action	Date	FR Cite
NPRM	10/09/98	63 FR 56892
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Jodie Donovan-May, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AH73

4146. • ACCESS CHARGE REFORM AND UNIVERSAL SERVICE REFORM

Priority: Economically Significant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 201 to 205; 47 USC 254; 47 USC 403

CFR Citation: 47 CFR 36; 47 CFR 54; 47 CFR 61; 47 CFR 64

Legal Deadline: None

Abstract: On January 25, 2001, the Commission published a Notice of Proposed Rulemaking seeking comment on a proposal filed by a Multi-Association Group (MAG). The MAG plan sets forth an interstate access reform and universal service support proposal for incumbent local exchange carriers subject to rate-of-return regulation (rate-of-return or non-price cap carriers). The MAG plan proposes to reform the interstate access charge structure for non-price cap carriers, to establish explicit interstate access universal service support for non-price cap carriers that will be sustainable in an increasingly competitive marketplace, and to require interexchange carriers to offer their services that are available in other areas in the non-price cap carriers' service areas. It is designed to be implemented over a five-year period beginning on July 1, 2001. The MAG asks that the Commission adopt the plan without modification as an integrated package.

Timetable:

Action	Date	FR Cite
NPRM	01/25/01	66 FR 7725
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: William Scher, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7400

RIN: 3060-AH74

FCC—Common Carrier Bureau

Long-Term Actions

4147. • 2000 BIENNIAL REGULATORY REVIEW — COMPREHENSIVE REVIEW OF THE ACCOUNTING REQUIREMENTS AND ARMIS REPORTING REQUIREMENTS FOR INCUMBENT LOCAL EXCHANGE CARRIERS; PHASE 2 AND PHASE 3

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 161; 47 USC 201(b); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 32.1 et seq

Legal Deadline: None

Abstract: This NPRM seeks comment on various measures to streamline existing accounting and ARMIS reporting requirements.

Timetable:

Action	Date	FR Cite
NPRM	11/13/00	65 FR 67675
NPRM Comment Period End	03/14/01	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Timothy Peterson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1575

RIN: 3060-AH76

4148. • COMPREHENSIVE REVIEW OF THE ACCOUNTING REQUIREMENTS AND ARMIS REPORTING REQUIREMENTS FOR INCUMBENT LOCAL EXCHANGE CARRIERS; PHASE 1

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 201 to 205; 47 USC 215; 47 USC 218 to 220

CFR Citation: 47 CFR 32.13; 47 CFR 32.25; 47 CFR 32.27; 47 CFR 32.2002; 47 CFR 32.2003; 47 CFR 32.5999; 47 CFR 64.903; 47 CFR 64.904

Legal Deadline: None

Abstract: This Report and Order eliminates the expense matrix filing requirement in Section 32.5999(f) of the Commission's rules, 47 CFR Section 32.5999(f), and eliminates or streamlines several other accounting requirements. In addition, this Report and Order eliminates several tables and reporting items from our ARMIS report 43-02.

Timetable:

Action	Date	FR Cite
NPRM	08/18/99	64 FR 44877
Report and Order	10/02/00	65 FR 58661
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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Phone: 202 418-1575

RIN: 3060-AH77

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Completed Actions

Common Carrier Bureau

4149. TELEMESSAGING, ELECTRONIC PUBLISHING, AND ALARM MONITORING SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 260; 47 USC 274; 47 USC 275; 47 USC 303(r)

CFR Citation: 47 CFR 1; 47 CFR 64

Legal Deadline: None

Abstract: On February 7, 1997, the Commission released an Order that implements the telemessaging and electronic publishing provisions of the Telecommunications Act of 1996 (1996 Act), sections 260 and 274, respectively. Section 260 delineates the conditions under which incumbent local exchange carriers (LECs) may offer telemessaging services. Section 274 permits Bell Operating Companies (BOCs) to provide electronic publishing services only through a "separated affiliate" or an "electronic publishing joint venture" that meets certain separation, nondiscrimination, and joint marketing requirements. On March 25, 1997, the Commission released a Second Report and Order

implementing the alarm monitoring service provisions set forth in section 275 of the 1996 Act. Among other things, the Order concludes that Ameritech is the only BOC that qualifies for grandfathering treatment under section 275(a)(2) of the 1996 Act, and also finds that incumbent LECs, including BOCs, that provide basic telecommunications services or information services that are used by third parties to provide alarm monitoring services are not engaged in the provision of alarm monitoring service. The Order also finds that the Computer III/ONA requirements continue to govern the provision of alarm monitoring services and telemessaging. The Order also concludes that section 260(a) of the 1996 Act imposes nondiscrimination requirements on incumbent LEC provision of telemessaging services that are in addition to those found in sections 201 and 202.

In 1999, the Commission adopted an Order on Reconsideration, which addressed a petition for reconsideration/clarification of the

March 1997 Second Report and Order. In the Order on Reconsideration, the Commission affirmed its previous finding that the availability of sales agency or other marketing arrangements on a nondiscriminatory basis is relevant to whether a BOC is engaged in the provision of alarm monitoring services.

Timetable:

Action	Date	FR Cite
NPRM	07/29/96	61 FR 39385
1st R&O	02/20/97	62 FR 7690
FNPRM	02/20/97	62 FR 7744
2nd R&O	04/04/97	62 FR 16093
Order on Reconsideration	02/03/00	65 FR 5267

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Ann Stevens, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1543

RIN: 3060-AG44

FCC—Common Carrier Bureau

Completed Actions

4150. REGULATORY TREATMENT OF LEC PROVISION OF INTEREXCHANGE SERVICE ORIGINATING IN THE LEC'S LOCAL EXCHANGE AREA**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 201 to 205; 47 USC 215; 47 USC 218; 47 USC 220; 47 USC 271; 47 USC 272; 47 USC 303(r)**CFR Citation:** 47 CFR 61.3(o); 47 CFR 61.3(t)**Legal Deadline:** None

Abstract: On April 18, 1997, the Commission released a Second Report and Order in CC Docket No. 96-149 and a Third Report and Order in CC Docket No. 96-61 (Classification Order), in which the Commission revised its regulatory treatment of BOCs' and independent LECs' provision of domestic, interstate, long distance services and international services. The Classification Order revises the Commission's approach to defining product and geographic markets so as to be more in accord with the 1992 Department of Justice/Federal Trade Commission Horizontal Merger Guidelines; classifies the BOCs' long distance affiliates as "non-dominant" in the provision of long distance services that originate in the areas in which a BOC provides local telephone services; and also classifies independent LECs as non-dominant in the provision of in-region long distance services, but requires independent LECs to provide their in-region long distance services through separate affiliates that satisfy certain separation requirements. Finally, the Classification Order classifies the BOCs and independent LECs as non-dominant in the provision of interstate, domestic, and long distance services that originate outside of the areas in which they provide local telephone services, and it eliminates the requirement that the BOCs and independent LECs provide those out-of-region services through separate affiliates. On June 27, 1997, the Commission released an Order on Reconsideration, which made minor modifications to the Classification Order, including changing the effective date of the Classification Order to 70 days after its publication in the Federal Register. On March 24, 1998, the FCC released an Order staying the provision for the April 18, 1998 deadline by which independent LECs that provide in-region, interstate, interexchange

services on an integrated basis must comply with the FCC's requirement that they provide these services through a separate affiliate. To ensure that separate LECs do not incur compliance costs while the possibility of changes to the requirement still exists, the Order stays the portion of the rule that provides the deadline for compliance until 60 days after the release of an FCC reconsideration order addressing this issue. The Second Order on Reconsideration amended the Commission's rules to allow independent LECs that provide in-region, long distance services solely on a resale basis to do so through a separate corporate division rather than a separate legal entity.

Timetable:

Action	Date	FR Cite
NPRM	07/29/96	61 FR 39379
Order on Recon	07/03/97	62 FR 35974
2nd R&O	07/03/97	62 FR 35974
Order	04/06/98	63 FR 16696
2nd Order on Reconsideration & MO&O	08/16/99	64 FR 44423

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Andrea Kearney, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, S.W., Washington, DC 20554
Phone: 202 418-1580

RIN: 3060-AG48**4151. IN THE MATTER OF INSIDE WIRE****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 155**CFR Citation:** 47 CFR 68.3; 47 CFR 68.213(c)**Legal Deadline:** None

Abstract: This action addressed a proposal for enhanced wire quality standards for simple inside telephone wiring. The action also addressed whether the demarcation point rule should apply to complex wiring and whether the demarcation point may be located away from a building.

The issues on the definition of the demarcation point have been included in the Wireless Telecommunications

Bureau's Docket No. 99-217 (Competitive Networks). A Notice of Proposed Rulemaking addressing these issues was released in July 1999. Comments were due on August 13, 1999, and reply comments were due on September 3, 1999.

The issues with regard to inside wiring were addressed in a Report and Order released January 10, 2000. The Report and Order, released in CC Docket No. 88-57, amended part 68 to establish minimum quality requirements for inside wire.

Timetable:

Action	Date	FR Cite
NPRM	06/17/97	62 FR 36476
NPRM Comment Period End	08/01/97	
Third Report and Order	01/26/00	65 FR 4137

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

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RIN: 3060-AG63**4152. TOLL FRAUD**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 201 to 205; 47 USC 258; 47 USC 403

CFR Citation: 47 CFR 64.1900**Legal Deadline:** None

Abstract: The NPRM proposed to address issues related to the prevention of toll fraud. Due to the fact that instances of toll fraud have declined dramatically since the inception of the NPRM, the Commission is considering termination of the proceeding.

Timetable:

Action	Date	FR Cite
NPRM	12/02/93	58 FR 65163
Withdrawn	04/01/01	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None

FCC—Common Carrier Bureau

Completed Actions

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FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Consumer Information Bureau

4153. INTERNET TELEPHONY REPORT

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 208; 47 USC 255

CFR Citation: 47 CFR 6

Legal Deadline: None

Abstract: This item analyzes the extent to which the telecommunications industry is providing access to Internet telephony, and the extent to which

regulatory action is necessary to achieve such access.

Timetable:

Action	Date	FR Cite
NPRM	05/22/98	63 FR 28456
R&O and NOI	11/19/99	64 FR 63235
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Federalism: Undetermined

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RIN: 3060—AH56

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Enforcement Bureau

4154. IN THE MATTER OF AMENDMENT OF PART 73, SUBPART G, OF THE COMMISSION'S RULES REGARDING THE EMERGENCY ALERT SYSTEM

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 544; 47 USC 606

CFR Citation: 47 CFR 11; 47 CFR 73; 47 CFR 76

Legal Deadline: None

Abstract: The Commission adopted new rules to replace the old Emergency Broadcast System (EBS) with a new Emergency Alert System (EAS), in order to alert the public in the event of a national emergency. The Report and Order requires broadcast stations and cable TV systems to participate in the EAS and streamlines operational procedures for system participants. The new rules prescribe how existing communications services such as broadcasting, cable, and other public service providers will function under the technical standards and operational procedures of the new system. It also removed the old part of the Commission's rules concerning EBS in its entirety and incorporated the new EAS rules in a new part of the Code of Federal Regulations.

The Commission issued a Further Notice of Proposed Rulemaking (NPRM) seeking comments regarding whether the Multipoint Distribution Service (MDS), Satellite Master Antenna TV (SMATV) system, and Video Dial Tone should also be required to participate in EAS. It also sought comments on several cable issues such as whether a defined class of small cable systems should be exempted from participation in EAS, and how the Commission should define small cable systems. The Commission subsequently adopted a Second Report and Order to (1) modify EAS as it applied to cable systems; (2) address whether other video providers should be required to participate in the system; and (3) adopt rules to address issues of concern to persons with hearing disabilities.

In response to concerns that voluntary EAS activations could interrupt the transmission of emergency programming by local broadcast stations, the Commission issued a Second Further NPRM requesting comment on whether it should adopt rules to prohibit cable systems from transmitting EAS alerts for state or local emergencies during the broadcast of emergency programming by a broadcast station. In the Third Report and Order, the Commission amended its rules to permit cable systems and broadcast systems to enter into voluntary

agreements regarding the transmission of local emergency information. The Commission, however, declined to adopt rules requiring cable systems to prevent the interruption of local broadcast station emergency programming. In April 2000, the Commission issued an order in which it deleted obsolete rules or rules that were no longer needed.

At this time, the Commission is considering requests for rule changes filed by the National Weather Service and the Society of Broadcast Engineers.

Timetable:

Action	Date	FR Cite
NPRM	10/09/91	
NPRM/FNPRM	09/17/92	57 FR 53874
R&O	12/28/94	59 FR 67090
FNPRM	12/28/94	59 FR 67104
MO&O	11/06/95	60 FR 55996
Second FNPRM	03/04/98	63 FR 15806
Second R&O	09/24/98	63 FR 29660
Third R&O	02/08/99	64 FR 5950
Order	04/24/00	65 FR 21657
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

FCC—Enforcement Bureau

Long-Term Actions

Agency Contact: Bonnie Gay, Emergency Alert System Staff, Federal Communications Commission, Enforcement Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AF21

4155. AMENDMENT OF RULES GOVERNING PROCEDURES TO BE FOLLOWED WHEN FORMAL COMPLAINTS ARE FILED AGAINST COMMON CARRIERS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 201; 47 USC 208; 47 USC 260; 47 USC 271; 47 USC 274; 47 USC 275

CFR Citation: 47 CFR 0.291; 47 CFR 1.47; 47 CFR 1.720 to 1.736

Legal Deadline: None

Abstract: In this proceeding the FCC revised the procedural rules governing

the filing of formal complaints with the FCC. The objectives of the Order focused on promoting settlement efforts, enhancing the contents of pleadings, and streamlining complaint procedures generally. The rule amendments require parties to (1) engage in pre-filing activities, including settlement discussions and information exchange; (2) eliminate delays in service of formal complaints on carriers; (3) improve the format and content of pleadings; (4) eliminate pleading opportunities that are not useful or necessary; and (5) streamline the discovery process. See Report and Order dated November 25, 1997. Petitions for clarification and reconsideration are pending. In this proceeding, the FCC also adopted procedures to govern the "Accelerated Docket," in which complaints are resolved on an expedited basis, using tools such as pre-filing settlement conferences supervised by the Commission, as well as minitrials.

Timetable:

Action	Date	FR Cite
NPRM	12/26/96	61 FR 67978
Report & Order	01/07/98	63 FR 990
Second Report & Order	08/04/98	63 FR 41433
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: None

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RIN: 3060-AG65

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Proposed Rule Stage

Office of Engineering and Technology

4156. • SOFTWARE DEFINED RADIO AUTHORIZATION

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 155; 47 USC 225; 47 USC 303(r); 47 USC 309

CFR Citation: 47 CFR 1; 47 CFR 2

Legal Deadline: None

Abstract: The NPRM proposes to streamline the equipment authorization procedures for software defined radios. We propose to define software defined radios as a new class of equipment with equipment authorization rules that

reflect the additional flexibility incorporated into such radios. The frequency and technology agility of software defined radios could increase the use of presently underutilized frequency bands.

Timetable:

Action	Date	FR Cite
NPRM	01/03/01	66 FR 341
NPRM Comment Period End	05/08/01	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 00-47

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RIN: 3060-AH64

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Office of Engineering and Technology

4157. WIND PROFILER RADAR SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 303

CFR Citation: 47 CFR 2

Legal Deadline: None

Abstract: Amendment of section 2.106 of the Commission's Rules to allocate

spectrum for Wind Profiler Systems. Allocation of this spectrum for wind profilers will facilitate the automated collection of weather information, including data on severe storms that threaten life or property that is not obtainable in any other manner.

Timetable:

Action	Date	FR Cite
NPRM	04/01/93	58 FR 19644
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

FCC—Office of Engineering and Technology

Long-Term Actions

Additional Information: ET Docket No. 93-59

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RIN: 3060-AF45

4158. MILLIMETER WAVE SPECTRUM ALLOCATION

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 47 USC 4; 47 USC 154; 47 USC 154(i); 47 USC 302; 47 USC 303; 47 USC 303(r); 47 USC 307

CFR Citation: 47 CFR 2; 47 CFR 15; 47 CFR 21

Legal Deadline: None

Abstract: The millimeter wave spectrum allocation proceeding began in October 1994 with the adoption of the first Notice of Proposed Rulemaking (NPRM). The purpose of the proceeding was to open the radio frequency spectrum above 40 GHz for commercial development. Millimeter wave technology is expected to support many short-range applications that require very high bandwidth, such as educational and medical applications, wireless access to libraries or other information databases, and automotive vehicle radar systems for collision avoidance. The Commission has allocated this spectrum for licensed services and unlicensed uses. The Third Report and Order adopted rules that will encourage the commercial development and use of millimeter wave frequencies above 40 GHz, and adopted rules to establish a spectrum etiquette for unlicensed operation in the 59-64 GHz band.

A Public Notice was issued to solicit comments from interested parties regarding harmonizing U.S. and European spectrum allocations above 40 GHz.

Timetable:

Action	Date	FR Cite
NPRM	11/08/94	59 FR 61304
Public Notice	06/23/95	60 FR 35166
2nd NPRM	03/29/96	61 FR 14041
1st R&O	04/02/96	61 FR 14500
Comment Period End	05/28/96	
Reply Comments	06/27/96	
2nd R&O	08/02/97	62 FR 43116

Action	Date	FR Cite
MO&O	08/27/97	62 FR 45330
4th NPRM	08/27/97	62 FR 45380
Public Notice on Recon	10/02/97	62 FR 51661
3rd R&O	08/07/98	63 FR 42276
3rd MO&O	06/21/00	65 FR 38431
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 94-124; Additional Bureaus: Wireless Telecommunications and International.

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RIN: 3060-AF61

4159. MSS SPECTRUM ALLOCATION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 304

CFR Citation: 47 CFR 2

Legal Deadline: None

Abstract: The Second Report and Order finalized the reallocation of the 1990-2025 MHz band from Broadcast Auxiliary Service, including the Cable Television Relay Service and the Local Television Transmission Service, licensees to the new Mobile-Satellite Service (MSS), and established rules for the relocation of incumbent licensees from the 1990-2110 MHz band as well as incumbent Fixed Service (FS) microwave licensees from the 2165-2200 MHz bands, in cases where sharing between MSS and FS is not possible. The Second Memorandum Opinion and Order confirmed the

Commission's decision to require new MSS licensees to bear the cost of relocating incumbent licensees in these bands.

Timetable:

Action	Date	FR Cite
NPRM	01/31/95	60 FR 11644
Order	03/08/95	60 FR 13687
1st R&O	04/22/97	62 FR 19509
R&O and FNPRM	04/22/97	62 FR 19538
MO&O	12/17/98	63 FR 69606
2nd R&O and 2nd MO&O	08/07/00	65 FR 48174
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: ET Docket No. 95-18

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RIN: 3060-AF75

4160. UNLICENSED NATIONAL INFORMATION INFRASTRUCTURE AT 5 GHZ

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 2; 47 CFR 15

Legal Deadline: None

Abstract: The MO&O amends the rules to permit fixed, point to point unlicensed National Information Infrastructure (U-NII) devices in the 5.725-5.285 GHz band to operate with one-watt maximum transmitter output power and directional antennas of up to 23 db:gain. It clarifies the rules regarding unwanted emissions and specifies these limits in terms of absolute radiated power levels. These actions will add to the flexibility and capability of U-NII operations without causing an increase in harmful interference to incumbent operations sharing the same spectrum.

Timetable:

Action	Date	FR Cite
NPRM	05/06/96	61 FR 24749

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Action	Date	FR Cite
R&O	01/31/97	62 FR 4649
Public Notice	03/17/97	62 FR 12641
MO&O	07/31/98	63 FR 40831
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** RM-8468 and RM-8653; ET Docket No. 96-102

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RIN: 3060-AG19**4161. ALLOCATION OF 455-456 MHZ AND 459-460 MHZ****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 303**CFR Citation:** 47 CFR 2; 47 CFR 25**Legal Deadline:** None

Abstract: The FCC proposes to amend its rules to allocate the 455-456 MHz and 459-460 MHz bands to the Mobile Satellite Services (Earth-to-Space) (MSS Uplinks) on a primary basis for non-voice, non-geostationary satellite services (NVNG MSS).

Timetable:

Action	Date	FR Cite
NPRM	10/31/97	62 FR 58932
Comment Period End	11/30/97	
Reply Comment Period End	12/15/97	

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State**Additional Information:** ET Docket No. 97-214

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RIN: 3060-AG89**4162. DEDICATED SHORT RANGE COMMUNICATIONS OF INTELLIGENT TRANSPORTATION SERVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 157; 47 USC 303**CFR Citation:** 47 CFR 2; 47 CFR 90**Legal Deadline:** None

Abstract: The FCC proposes to allocate 75 megahertz of spectrum for use by Dedicated Short Range Communications (DSRC) of Intelligent Transportation Systems (ITS). DSRC systems are being designed that require a short range, wireless link to transfer information between vehicles and roadside systems. ITS services are expected to improve traveler safety, decrease traffic congestion, and facilitate reduction of air pollution and conservation of fossil fuels. This action furthers the goal of the U.S. Congress, the Department of Transportation, and the ITS industry to improve the efficiency of the Nation's transportation infrastructure and facilitate the growth of the ITS industry.

Timetable:

Action	Date	FR Cite
NPRM	06/30/98	63 FR 35558
NPRM Comment Period End	09/14/98	
Reply Comment Period End	10/31/98	
R&O	11/26/99	64 FR 66405
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** ET Docket No. 98-95

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RIN: 3060-AG94**4163. REGULATIONS FOR RF LIGHTING DEVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307**CFR Citation:** 47 CFR 18**Legal Deadline:** None

Abstract: The FCC proposed to update the regulations for RF lighting devices. This action was taken in response to new developments in RF lighting technology. Recent developments and advances in microwave RF lighting technology offer potential economic and environmental benefits for consumers and industry. The current FCC rules do not easily accommodate these advancements, and thus hinder the further development and implementation of these promising new products.

Timetable:

Action	Date	FR Cite
ANPRM	04/24/98	63 FR 20362
First Report & Order	07/12/99	64 FR 37417
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** None**Additional Information:** ET Docket No. 98-42

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RIN: 3060-AG95**4164. EQUIPMENT AUTHORIZATION STREAMLINE II/MUTUAL RECOGNITION AGREEMENTS AND THE GMPCS MOU****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307**CFR Citation:** 47 CFR 25; 47 CFR 68**Legal Deadline:** None

Abstract: The Commission proposes to amend the rules to provide the option of private sector approval of equipment that currently requires an approval by the Commission. It also proposes rule changes to implement a mutual recognition agreement (MRA) for product approvals with the European Community (EC) and to allow for similar agreements with other foreign

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trade parties. These actions are intended to eliminate the need for manufacturers to wait for approval from the FCC before marketing equipment in the United States, thereby reducing the time needed to bring a product to market.

Timetable:

Action	Date	FR Cite
NPRM	06/10/98	63 FR 31685
R&O	02/02/99	64 FR 4984
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Additional Information: GEN Docket No. 98-68

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RIN: 3060-AG96

4165. UNIDEN SCANNERS/CELLULAR RADIO SIGNALS

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307

CFR Citation: 47 CFR 2; 47 CFR 15

Legal Deadline: None

Abstract: The FCC proposes to amend the rules to further prevent scanning receivers from receiving radio telephone calls.

Timetable:

Action	Date	FR Cite
ANPRM	06/10/98	63 FR 31684
Report & Order	04/27/99	64 FR 22559
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 98-76

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RIN: 3060-AG97

4166. INDUSTRY COORDINATION COMMITTEE SYSTEM FOR BROADCAST DIGITAL TELEVISION SERVICE

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 307; 47 USC 336

CFR Citation: 47 CFR 73; 47 CFR 74

Legal Deadline: None

Abstract: We seek comment on the establishment of an industry coordination committee to assist the Commission in the implementation of digital television (DTV) service. This committee system would evaluate proposed changes to the DTV Table of Allotments and perform other related functions.

Timetable:

Action	Date	FR Cite
NPRM	02/09/99	64 FR 6296
NPRM Comment	03/29/99	
Period End		
Reply Comment	04/28/99	
Period End		
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: ET Docket No. 99-34

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RIN: 3060-AH13

4167. 3650-3700 GOVERNMENT TRANSFER BAND

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 157(a); 47 USC 303(c); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r)

CFR Citation: 47 CFR 2

Legal Deadline: None

Abstract: The First Report and Order allocated 50 MHz of spectrum on the 3650-3700 MHz band to the fixed and mobile (base stations) terrestrial services on a primary basis. It also ensures the continuity of fixed satellite service (FSS) operations and permits new FSS operations to help alleviate congestion in the adjacent 3700-4200 MHz FSS band.

The Second Notice of Proposed Rule Making proposes to establish licensing and service rules for the assignment of fixed and mobile services licenses in the 3650-3700 MHz band. It also seeks comments on whether technical requirements or other reasons justify licensing the 3650-3700 MHz and the 4940-4990 MHz band at the same time.

Timetable:

Action	Date	FR Cite
NPRM	01/14/99	64 FR 2462
NPRM Comment	03/01/99	
Period End		
1st R&O	11/17/00	65 FR 69454
2nd NPRM	11/17/00	65 FR 69612
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 98-237

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RIN: 3060-AH14

4168. RADIONAVIGATION SERVICE AT 31.8-32.2 GHZ

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 307

CFR Citation: 47 CFR 2; 47 CFR 87

Legal Deadline: None

Abstract: The Commission amended parts 2 and 87 of the Commission's rules in order to delete the unused non-Government radionavigation service allocation at 31.8-32.3 GHz and to also

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remove this frequency segment from the list of available frequencies set forth in the rules for the Aviation Services. This action will obviate concerns for interference to the reception of deep space radio communications in the band 31.8-32.3 GHz from co-channel, non-Federal Government radionavigation transmissions that could otherwise occur in the future.

Timetable:

Action	Date	FR Cite
NPRM	11/30/98	63 FR 65726
NPRM Comment Period End	01/04/99	
R&O	10/10/00	65 FR 60108
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 98-197

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RIN: 3060-AH15

4169. CERTIFICATION OF EQUIPMENT IN THE 24.05-24.25 GHZ BAND AT FIELD STRENGTHS UP TO 2500 MV/M

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 15

Legal Deadline: None

Abstract: The Commission proposes to amend part 15 of its rules to allow the operation of fixed point-to-point transmitters in the 24.05-24.25 GHz band at field strength of up to 2500 mV/m.

Timetable:

Action	Date	FR Cite
NPRM	09/21/98	63 FR 50185
NPRM Comment Period End	01/04/99	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Additional Information: ET Docket No. 98-156

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RIN: 3060-AH16

4170. FIXED SATELLITE SERVICE AND TERRESTRIAL SYSTEM IN THE KU-BAND

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 157; 47 USC 303

CFR Citation: 47 CFR 2; 47 CFR 25

Legal Deadline: None

Abstract: The Report and Order in this proceeding permits non-geostationary satellite orbit (NGSO) fixed-satellite service (FSS) providers to operate in certain segments of the Ku-band, and it adopted rules and policies to govern such operations. NGSO FSS can provide a variety of new services to the public, such as high speed Internet access, plus other types of high speed data, video and telephony services. NGSO FSS can bring advanced services to rural areas. We also conclude that a new terrestrial fixed Multichannel Video Distribution and Data Service can share the 12.2-12.7 GHz band with satellite operations without causing harmful interference.

Timetable:

Action	Date	FR Cite
NPRM	01/12/99	64 FR 1786
Order	02/16/99	64 FR 7577
Public Notice	12/15/99	64 FR 70028
R&O	12/08/00	
FNPRM	01/23/01	66 FR 7607
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 98-206

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RIN: 3060-AH17

4171. CLOSED CAPTIONING FOR DTV RECEIVERS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 303(u); 47 USC 330(b)

CFR Citation: 47 CFR 15

Legal Deadline: None

Abstract: The Commission amended Part 15 of the rules to adopt technical standards for the display of closed captions on digital television (DTV) receivers. We also require the inclusion of closed captioning decoder circuitry in DTV receivers. The requirements will help ensure access to digital programming for people with disabilities. This action is taken to fulfill the Commission's obligations contained in the Television Decoder Circuitry Act of 1990.

Timetable:

Action	Date	FR Cite
NPRM	08/02/99	64 FR 41897
NPRM Comment Period End	11/15/99	
R&O	09/29/00	65 FR 58467
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: ET Docket No. 99-254

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RIN: 3060-AH24

4172. SPREAD SPECTRUM DEVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 15

Legal Deadline: None

Abstract: The Commission amended part 15 of the rules regarding the

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operation of non-licensed spread spectrum systems. The Commission revised the rules for frequency hopping systems operating in the 2.4 GHz band (2400-2483.5 MHz) to allow for hopping channels up to 5 MHz wide. This action was taken to facilitate the continued development of spread spectrum technology, particularly for high data rate wireless applications, such as wireless computer local area networks and wireless cable modems.

Timetable:

Action	Date	FR Cite
NPRM	07/20/99	64 FR 38877
NPRM Comment Period End	11/02/99	
R&O	09/25/00	65 FR 57557
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** ET Docket No. 99-231

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RIN: 3060-AH25**4173. 50-71 GHZ REALIGNMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 307**CFR Citation:** 47 CFR 2.106**Legal Deadline:** None

Abstract: The Report and Order in this proceeding realigned allocations in the 50.2-50.4 GHz and 51.4-71 GHz frequency bands. The realignment of allocations will meet current demands for spectrum in this frequency range and is consistent with the international allocation changes the United States sought and obtained at the 1997 World Radiocommunication Conference.

Timetable:

Action	Date	FR Cite
NPRM	08/11/99	64 FR 43643
NPRM Comment Period End	09/22/99	
R&O	01/23/01	66 FR 7402
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** ET Docket No. 99-261

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RIN: 3060-AH26**4174. WIRELESS MEDICAL TELEMETRY SERVICE****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304**CFR Citation:** 47 CFR 2; 47 CFR 15; 47 CFR 90; 47 CFR 95**Legal Deadline:** None

Abstract: The Commission amended parts 2 and 95 of the rules to allocate spectrum and to establish rules for a Wireless Medical Telemetry Service. This action will allow potentially life critical medical telemetry equipment, which currently operates on a secondary basis, unprotected from interference, to operate on a blanket licensed, interference protected basis.

Timetable:

Action	Date	FR Cite
NPRM	08/02/99	64 FR 41891
NPRM Comment Period End	10/18/99	
R&O	07/17/00	65 FR 43995
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** ET Docket No. 99-255

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RIN: 3060-AH27**4175. ESTABLISHMENT OF AN IMPROVED MODEL FOR PREDICTING THE BROADCAST TELEVISION FIELD STRENGTH RECEIVED AT INDIVIDUAL LOCATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 303; 47 USC 334; 47 USC 336**CFR Citation:** 47 CFR 73**Legal Deadline:** Final, Statutory, May 29, 2000.

Abstract: The Commission adopted a prediction model for determining presumptively the ability of individual locations to receive over the air television stations. This model will be a useful means for establishing the eligibility of individual households to receive the signals of television broadcast network stations through satellite carriers. The Commission is complying with the new statutory requirements set forth in the Satellite Home Viewer Improvement Act of 1999.

Timetable:

Action	Date	FR Cite
NPRM	02/02/00	65 FR 4923
NPRM Comment Period End	03/07/00	
R&O	06/09/00	65 FR 36639
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** ET Docket No. 00-11

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RIN: 3060-AH37**4176. CONDUCTED EMISSION LIMITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307; 47 USC 544A**CFR Citation:** 47 CFR 15; 47 CFR 18**Legal Deadline:** None

Abstract: The Commission proposes to revise the limits on the amount of radio

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frequency energy that is permitted to be conducted onto the AC power lines. The purpose of these limits is to protect radio services operating below 30 MHz from interference. The devices regulated are personal computers, TV and FM receivers, RF lighting devices, microwave ovens, induction cooking ranges, and ultrasonic equipment.

Timetable:

Action	Date	FR Cite
NPRM	11/16/99	64 FR 62159
NPRM Comment Period End	02/29/00	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: ET Docket No. 98-80

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RIN: 3060-AH46

4177. REVISION OF THE RULES REGARDING ULTRA-WIDEBAND TRANSMISSION

Priority: Economically Significant

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307; 47 USC 544A

CFR Citation: 47 CFR 15

Legal Deadline: None

Abstract: The Commission proposed regulations that would permit the operation of ultra-wideband radio systems on an unlicensed basis under the Commission's rules.

Timetable:

Action	Date	FR Cite
NPRM	06/14/00	65 FR 37332
NPRM Comment Period End	10/12/00	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: ET Docket No. 98-153

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RIN: 3060-AH47

4178. • NEW ADVANCED WIRELESS SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 157(a); 47 USC 303(c); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r)

CFR Citation: 47 CFR 2

Legal Deadline: None

Abstract: This proceeding explores the possible uses of frequency bands below 3 GHz to support the introduction of new advanced wireless services, including third generations as well as future generations of wireless systems. Advanced wireless systems could provide for a wide range of voice data and broadband services over a variety of mobile and fixed networks.

Timetable:

Action	Date	FR Cite
NPRM	01/23/01	66 FR 7438
NPRM Comment Period End	03/09/01	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 00-258

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RIN: 3060-AH65

4179. • REALLOCATION OF 27 MHZ SPECTRUM

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 303(a); 47 USC 336

CFR Citation: 47 CFR 2

Legal Deadline: None

Abstract: The NPRM proposes to reallocate a total of 27 MHz of spectrum, transferred from Federal Government use, for non-Government services pursuant to the Omnibus Budget Act of 1977. The transfer of these bands to non-Government use should enable the development of new technologies and services, provide additional spectrum relief for congested private land mobile frequencies, and fulfill our obligation as mandated by Congress to assign this spectrum for non-Government use.

Timetable:

Action	Date	FR Cite
NPRM	01/23/01	66 FR 7443
NPRM Comment Period End	03/26/01	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Federal

Additional Information: ET Docket No. 00-221

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RIN: 3060-AH66

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Office of General Counsel

4180. AMENDMENT OF THE EX PARTE RULES IN JOINT BOARD PROCEEDINGS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 1.1206

Legal Deadline: None

Abstract: The FCC proposes to amend its ex parte rules to facilitate communications by the States in Joint Board proceedings and proceedings before the FCC involving a recommendation from a Joint Board.

Timetable:

Action	Date	FR Cite
NPRM	07/15/98	63 FR 38142
NPRM Comment Period End	08/31/98	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3060-AH02

4181. • AMENDMENT OF SECTION 1.1204 OF THE COMMISSION'S EX PARTE RULES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 309

CFR Citation: 47 CFR 1.1204

Legal Deadline: None

Abstract: The Commission proposes to amend its regulations specifying presentations that are treated as exempt under the ex parte rules. Under the current rule, presentations to or from the Department of Justice and the Federal Trade Commission regarding telecommunications competition matters are treated as exempt. The item would expand the scope of the exemption to include the Competition

Directorate of the European Commission and other international and foreign bodies with analogous functions. The item would clarify that the term "telecommunications competition matters" in the existing rules was intended to be construed broadly and was not limited to common carriers.

Timetable:

Action	Date	FR Cite
NPRM	12/26/00	65 FR 81474
NPRM Comment Period End	02/09/01	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3060-AH58

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Proposed Rule Stage

International Bureau

4182. • STREAMLINING EARTH STATION LICENSING RULES; IB DOCKET NO. 00-248

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 701 to 744

CFR Citation: 47 CFR 23; 47 CFR 25

Legal Deadline: None

Abstract: The Commission has found several cases in which modifying or eliminating rules could facilitate licensing of earth stations, thereby expediting the provision of useful satellite services to the public, without unreasonably increasing the risk of harmful interference to existing earth station or space station operators, or terrestrial wireless operators in shared frequency bands.

Specifically, this NPRM considers the following rule revisions: (1) codifying streamlined procedures for case-by-case examination of earth stations using "non-routine" antennas, non-routine power levels, or both; (2) relaxing some current requirements, such as increasing power and power density limits, and allowing some temporary fixed earth stations to begin operation sooner than is now permitted; (3) streamlining the very small aperture terminal (VSAT) rules, and revising the Commission's power level rules to provide for various types of VSAT multiple access methods; (4) adopting a simplified license application form for "routine" earth stations; and (5) other miscellaneous rule revisions. The Commission also invites comment on

extending these proposed rules to the Ka-band.

Timetable:

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1283
NPRM Comment Period End	04/23/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

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RIN: 3060-AH60

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

International Bureau

4183. STREAMLINING THE COMMISSION'S RULES AND REGULATIONS FOR SATELLITE APPLICATION AND LICENSING PROCEDURES; IB DOCKET NO. 95-117

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 4; 47 USC 154; 47 USC 303; 47 USC 554; 47 USC 701 to 744

CFR Citation: 47 CFR 25

Legal Deadline: None

Abstract: On February 10, 1997, the FCC adopted rules and policies that streamlined the application and licensing requirements of Part 25 of its rules, which deals with communication satellites and earth stations. The streamlined rules waived the construction permit requirement for satellite space stations; changed the license term for temporary fixed earth stations; and adjusted or changed the rules concerning minor modifications and basic requirements for satellite service applications. The streamlined rules also resulted in the creation of a new application form, FCC Form 312. Form 312 eliminated from the International Bureau's use the FCC Form 493, FCC Form 430, FCC Form 702, and FCC Form 704. Petitions for Reconsideration were filed in this matter. In March 1997 the Commission released a Public Notice concerning these petitions, which are presently pending before the International Bureau.

Timetable:

Action	Date	FR Cite
NPRM	09/09/95	60 FR 46252
R&O, Recon Pending	02/10/97	62 FR 5924
Public Notice/Petitions for Recon	03/26/97	62 FR 14430

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

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RIN: 3060-AD70

4184. SATELLITE COMMUNICATIONS — NGSO MOBILE SATELLITE SERVICE; CC DOCKET NO. 92-166

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 301; 47 USC 303

CFR Citation: 47 CFR 2; 47 CFR 25; 47 CFR 93

Legal Deadline: None

Abstract: The Commission adopted rules in 1994 for a voice-and-data mobile satellite service (MSS) in the 1610-1626.5 MHz and 2483.5-2500 MHz frequency bands. Licenses have been issued for five systems. The Commission issued a decision in a 1996 ruling on Petitions for Reconsideration of the Report and Order making some changes in the rules. Several petitions for further reconsideration are still pending.

Timetable:

Action	Date	FR Cite
NPRM	03/14/94	59 FR 11746
NPRM Comment Period End	06/04/94	
R&O	10/21/94	59 FR 53294
Begin Review	12/01/94	
First Recon Order	03/12/96	61 FR 9944
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: CC Docket No. 92-166

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RIN: 3060-AF42

4185. ESTABLISHING RULES AND POLICIES FOR THE USE OF SPECTRUM FOR MOBILE SATELLITE SERVICE IN THE L-BAND; IB DOCKET NO. 96-132

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 303; 47 USC 316; 47 USC 403

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Commission seeks to develop a record and to solicit comments on the proposed policies. The proposed policies are designed to ensure that sufficient spectrum is available to operate a viable and independent U.S.-licensed mobile satellite service system in the L-band. The proposed policies, to the extent possible, also seek to make any additional spectrum coordinated internationally available for mobile satellite service systems. The proposed policies impose no additional burdens. In order to be effective, these rules must apply to all licenses and thus there is no significant alternative.

Timetable:

Action	Date	FR Cite
NPRM	06/18/96	61 FR 40772
NPRM Comment Period End	09/23/96	

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

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RIN: 3060-AF89

4186. PREEMPTION OF LOCAL ZONING REGULATION OF SATELLITE EARTH STATIONS; IB DOCKET NO. 95-59

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 165(j); 47 USC 303(r)

CFR Citation: 47 CFR 1.4000; 47 CFR 25.104

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Legal Deadline: None

Abstract: The Commission adopted rules in March and August of 1996 to preempt regulations that restricted the installation and use of certain over-the-air reception devices. Staff work on the reconsideration of the March 1996 Report and Order is assigned to the International Bureau; work on the September 1996 Report and Order is assigned to the Cable Services Bureau.

Timetable:

Action	Date	FR Cite
NPRM	05/15/95	60 FR 28077
NPRM Comment Period End	08/15/95	
FNPRM	03/15/96	61 FR 10710
R&O	03/18/96	61 FR 10896
R&O	09/04/96	61 FR 46559
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected:

Undetermined

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RIN: 3060-AF92

4187. ESTABLISHMENT OF RULES AND POLICIES FOR THE DIGITAL AUDIO RADIO SATELLITE SERVICE IN THE 2310-2360 MHZ FREQUENCY BAND; IB DOCKET NO. 95-91; GEN DOCKET NO. 90-357

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 151(i); 47 USC 154(j); 47 USC 157; 47 USC 309(j)

CFR Citation: 47 CFR 25.144

Legal Deadline: None

Abstract: The Commission is proposing rules to govern satellite digital establishment and regulation of new digital audio radio services. Previously, the Office of Engineering and Technology allocated the spectrum on which the activities herein of the International Bureau are based. Since

the spectrum allocation is completed, the Office of Engineering and Technology has no further role. See 62 FR 11083 and 62 FR 24073.

Timetable:

Action	Date	FR Cite
NPRM	06/15/95	60 FR 35166
R&O	03/11/97	62 FR 11083
FNPRM	04/18/97	62 FR 19095
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

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RIN: 3060-AF93

4188. REDESIGNATION OF THE 27.5-29.5 GHZ FREQUENCY BAND; CC DOCKET NO. 92-297

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 301; 47 USC 302

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 21; 47 CFR 25

Legal Deadline: None

Abstract: The Commission adopted a band plan which designates band segments in the 27.5-30.0 GHz frequency band for several types of wireless systems. This decision clears the way for licensing local multipoint distribution service (LMDS) providers, fixed satellite service (FSS) systems, and feeder links for certain mobile satellite service systems. The commercialization of this spectrum enables consumers to receive emerging domestic and global technology via multiple service providers. In October 1997, the Commission adopted a Third Report and Order which promulgated licensing qualification requirements and service rules for FSS systems in the Ka-band.

Timetable:

Action	Date	FR Cite
NPRM	07/13/95	60 FR 43740

Action	Date	FR Cite
NPRM Comment Period End	09/07/95	
R&O	08/28/96	61 FR 44177
3rd R&O	11/18/97	62 FR 61488
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Additional Information: CC Docket No. 92-297

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RIN: 3060-AF94

4189. AMENDMENT OF POLICY TO ALLOW NON-U.S. LICENSED SPACE STATIONS TO PROVIDE SERVICE IN THE UNITED STATES; IB DOCKET NO. 96-111; CC DOCKET NO. 93-23

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 303; 47 USC 308

CFR Citation: 47 CFR 25.113; 47 CFR 25.115; 47 CFR 25.130; 47 CFR 25.131; 47 CFR 25.137

Legal Deadline: None

Abstract: The FCC adopted a Report and Order establishing a public interest framework for evaluating requests by non-U.S. satellites to serve the U.S. market. The Order implements the World Trade Organization (WTO)

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Agreement under which the U.S. committed to allow foreign suppliers to provide basic telecommunications services, including satellite services in the U.S. The FCC adopted a presumption in favor of entry for non-U.S. satellites licensed in WTO member countries providing WTO-covered services. The FCC adopted an effective competitive opportunities (ECO-SAT) test for non-U.S. satellites licensed in non-WTO countries providing WTO-covered services, as well as for any commercial non-U.S. satellite providing services for which the U.S. did not make market commitments in the WTO Agreement. The FCC also established entry requirements for intergovernmental satellite organizations and their affiliates. In addition, the FCC adopted other public interest standards regarding spectrum availability and eligibility and operating requirements, as well as establishing access and filing procedures.

Timetable:

Action	Date	FR Cite
NPRM	05/14/96	61 FR 32398
NPRM Comment Period End	08/16/96	
FNPRM	07/29/97	62 FR 40494
R&O	12/04/97	62 FR 64167
Public Notice	01/05/98	63 FR 227
Public Notice on Petitions for Recon	01/30/98	63 FR 4640
First Order on Recon	11/15/99	64 FR 61791
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal

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RIN: 3060-AG31

4190. STREAMLINING REGULATIONS RELATED TO INTERNATIONAL COMMON CARRIERS; IB DOCKET NO. 98-118

Priority: Other Significant

Legal Authority: 47 USC 34 to 39; 47 USC 151; 47 USC 154(j); 47 USC 203(r); 47 USC 214; 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 1; 47 CFR 43; 47 CFR 63; 47 CFR 64

Legal Deadline: None

Abstract: The Commission received Petitions for Reconsideration of its rules applicable to international common carriers. The Commission has eliminated the requirement for prior approval of pro forma assignments and transfers of control. The Commission reduced the waiting period for granting new streamlined applications from 35 to 14 days. It also expanded the class of applications eligible for streamlined processing. The Commission will review the petitions and determine whether it should revise its rules.

Timetable:

Action	Date	FR Cite
NPRM	07/24/98	63 FR 39793
NPRM Comment Period End	08/24/98	
Report and Order	04/10/99	64 FR 19057
Notice of Petitions for Reconsideration	06/03/99	64 FR 31222
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Undetermined

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RIN: 3060-AG84

4191. REDESIGNATION 17.7-19.7 GHZ BAND, BLANKET LICENSING SAT EARTH STATIONS 17.7-20.2 GHZ & 27.5-30 GHZ & ALLOCATION 17.3-17.8 & 24.75-25.25 GHZ BAND FOR BROADCAST SATELLITE SERVICE USE; IB DOC NO. 98-172

Priority: Economically Significant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 301; 47 USC 303

CFR Citation: 47 CFR 25.115; 47 CFR 25.138; 47 CFR 25.208

Legal Deadline: None

Abstract: This item addresses how the 17.7-19.7 GHz band is to be shared among various services, including the Fixed Satellite Service, the Fixed Services, and the Broadcast Satellite

Service. The item also addresses the blanket licensing of Fixed Satellite Service Earth Stations in the Ka-band. Finally, it addresses a new allocation for the Broadcast Satellite Service.

Timetable:

Action	Date	FR Cite
NPRM	10/08/98	63 FR 54100
NPRM Comment Period	12/07/98	63 FR 62258
Report and Order	09/07/00	65 FR 54155
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal

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RIN: 3060-AH21

4192. ALLOCATE & DESIGNATE: SPEC FOR FIXED-SAT SRV (37.5-38.5, 40.5-41.5 & 48.2-50.2 GHZ BANDS). ALLOCATE: FIXED & MOBILE 40.5-42.5 GHZ; WIRELESS 46.9-47 GHZ; GOV OPER 37-38 & 40-40.5 GHZ; IB DOC NO. 97-95

Priority: Economically Significant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303(e); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r); 47 USC 304; 47 USC 307

CFR Citation: 47 CFR 2.106; 47 CFR 25.202; 47 CFR 25.208

Legal Deadline: None

Abstract: This item adopts a plan for non-government operations in the 36.0 - 51.4 GHz portion of the V-band, establishing priorities for different services in different parts of this band.

Timetable:

Action	Date	FR Cite
NPRM	04/04/97	62 FR 16129
Final Action	01/15/99	64 FR 2585
Correction	02/08/99	64 FR 6138
Correction	02/10/99	64 FR 6565
FNPRM	03/22/99	64 FR 13796

FCC—International Bureau

Long-Term Actions

Action	Date	FR Cite
Order on Reconsideration	12/01/99	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** State, Local, Tribal

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RIN: 3060-AH23**4193. ESTABLISHMENT OF POLICIES AND SERVICE RULES FOR THE MOBILE SATELLITE SERVICE IN THE 2 GHZ BAND; IB DOCKET NO. 99-81****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 310; 47 USC 319**CFR Citation:** 47 CFR 25.114; 47 CFR 25.115; 47 CFR 25.121; 47 CFR 25.133; 47 CFR 25.136; 47 CFR 25.137; 47 CFR 25.143; 47 CFR 25.201; 47 CFR 25.202; 47 CFR 25.203; 47 CFR 25.279**Legal Deadline:** None

Abstract: The Commission amended the regulations covering the 1.6/2.4 GHz Mobile Satellite Service (MSS) to incorporate the rules for the 2 GHz MSS. The actions establish the band arrangement and service rules and policies for the 2 GHz MSS. The effect of amending the 1.6/2.4 GHz MSS rules to include 2 GHz MSS is to simplify and harmonize the rules for the types of satellite services.

Timetable:

Action	Date	FR Cite
NPRM	04/07/99	64 FR 16880
NPRM Comment Period End	07/26/99	
Report and Order	10/04/00	65 FR 59140
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal

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RIN: 3060-AH28

4194. POLICIES FOR THE DIRECT BROADCAST SATELLITE SERVICE; IB DOCKET NO. 98-21**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154**CFR Citation:** 47 CFR 25**Legal Deadline:** None

Abstract: This proceeding streamlines and simplifies the Commission's rules governing direct broadcast satellite (DBS) service. It also harmonizes the rules for DBS with those of other satellite services.

Timetable:

Action	Date	FR Cite
NPRM	03/06/98	63 FR 11202
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined

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RIN: 3060-AH29

4195. 1998 BIENNIAL REGULATORY REVIEW—REVIEW OF ACCOUNTS SETTLEMENT IN MARITIME MOBILE & MARITIME MOBILE-SATELLITE RADIO SERVICES AND WITHDRAWAL OF THE COMMISSION AS ACCOUNTING AUTHORITY; IB DOCKET NO. 98-96**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 154 (j); 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 303(r)**CFR Citation:** 47 CFR 3.10(e)**Legal Deadline:** None

Abstract: The FCC has decided to withdraw from acting as an accounting authority for the settlement of accounts in the maritime mobile and maritime mobile-satellite (ship-to-shore) radio services, and to rely solely upon the various privately owned accounting authorities the FCC has authorized. In that connection the FCC amended section 3.10(e) of its rules to specify that private accounting authorities must serve the public non-discriminatorily. (action 7-13-99) The Commission is gathering comment to develop a plan to ensure a smooth transition to private accounting authorities.

Timetable:

Action	Date	FR Cite
NPRM	07/24/98	63 FR 39800
Report & Order	07/28/99	64 FR 40774
Further NPRM	07/28/99	64 FR 40808
Comment Period Extended	09/03/99	64 FR 48337

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal

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RIN: 3060-AH30

4196. AMENDMENT TO REGULATORY POLICIES GOVERNING DOMESTIC FIXED SATELLITES AND SEPARATE INTERNATIONAL SATELLITE SYSTEMS; IB DOCKET NO. 95-41**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 154; 47 USC 721(c)**CFR Citation:** 47 CFR 25.110; 47 CFR 25.113; 47 CFR 25.114; 47 CFR 25.115; 47 CFR 25.117; 47 CFR 25.130; 47 CFR 25.131; 47 CFR 25.140; 47 CFR 25.202; 47 CFR 25.210; 47 CFR 25.211; 47 CFR 25.276**Legal Deadline:** None

Abstract: The Commission adopted rules in January, 1996 eliminating regulatory distinctions between U.S. domestic satellite systems and U.S. International separate satellite systems.

FCC—International Bureau

Long-Term Actions

Petitions for partial reconsideration are being addressed by the International Bureau.

Timetable:

Action	Date	FR Cite
NPRM	05/10/95	60 FR 24817
R&O	03/12/96	61 FR 9946
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH48

4197. GLOBAL MOBILE PERSONAL COMMUNICATIONS BY SATELLITE; IB DOCKET NO. 99-67

Priority: Economically Significant

Legal Authority: 47 USC 4(i); 47 USC 7(a); 47 USC 303(c); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r); 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 25.200; 47 CFR 25.213; 47 CFR 25.215; 47 CFR 216; 47 CFR 2.1204

Legal Deadline: None

Abstract: The FCC has proposed to adopt rules to facilitate transnational use of mobile terminals used for 2-way voice communication via satellite systems with global or international coverage. In the same NPRM the FCC proposed to adopt limits on out-of-band emissions from some global mobile personal communications by satellite terminals in order to protect reception of aeronautical satellite radionavigation signals in the 1559-1610 MHz band. The FCC also asked for comment on the advisability of adopting rules requiring providers of mobile telecommunication service via satellite to provide 911 emergency-calling features.

Timetable:

Action	Date	FR Cite
NPRM	04/06/99	64 FR 16687
NPRM Comment	05/18/99	
Period End		
Public Notice	01/17/01	66 FR 3960
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH49

4198. CONSIDERATION OF APPLICATIONS UNDER THE CABLE LANDING LICENSE ACT; IB DOCKET NO. 00-106

Priority: Substantive, Nonsignificant

Legal Authority: 3 USC 301; 47 USC 34 to 39; 47 USC 151; 47 USC 154(i); 47 USC 154(s); 47 USC 201 to 255; 47 USC 303(r)

CFR Citation: 47 CFR 1.767

Legal Deadline: None

Abstract: This item proposes to establish streamlined rules for the processing of applications for submarine cable landing licenses. The FCC proposes three streamlining options: (1) a demonstration that the route on which the proposed cable would operate is or will become competitive; (2) a demonstration of sufficient independence of control of the proposed cable from control of existing capacity on the route; or (3) the existence of certain pro-competitive arrangements.

Timetable:

Action	Date	FR Cite
NPRM	07/06/00	65 FR 41613
NPRM Comment	09/20/00	
Period End		
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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RIN: 3060-AH50

4199. • DIRECT BROADCAST PUBLIC INTEREST OBLIGATIONS; MM DOCKET NO. 93-25

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 335

CFR Citation: 47 CFR 25; 47 CFR 100

Legal Deadline: None

Abstract: The Commission adopted rules in 1998 that implement Section 25 of the Cable Television Consumer Protection and Competition Act of 1992, as codified at Section 335 of the Communications Act of 1934. Section 335 directs the Commission to impose certain public interest obligations on direct broadcast satellite providers. Several petitions for reconsideration are pending.

Timetable:

Action	Date	FR Cite
NPRM	03/08/93	58 FR 12917
Report and Order	02/08/99	64 FR 52399
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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RIN: 3060-AH59

4200. • 2000 BIENNIAL REGULATORY REVIEW — POLICY AND RULES CONCERNING THE INTERNATIONAL, INTEREXCHANGE MARKETPLACE; IB DOCKET NO. 00-202

Priority: Economically Significant

Legal Authority: 47 USC 151 to 154; 47 USC 160; 47 USC 161; 47 USC 201 to 205; 47 USC 211; 47 USC 218; 47 USC 220; 47 USC 226; 47 USC 303(g); 47 USC 303(r); 47 USC 332

CFR Citation: 47 CFR 20; 47 CFR 42; 47 CFR 61; 47 CFR 63; 47 CFR 64

Legal Deadline: None

Abstract: The Commission initiated a proceeding to determine whether to detariff interexchange services. The Commission proposes to reduce further, as part of its Biennial Regulatory

FCC—International Bureau

Long-Term Actions

Review under Section 11 of the Communications Act, the regulatory burdens imposed on non-dominant carriers' provision of international interexchange services.

Timetable:

Action	Date	FR Cite
NPRM	11/03/00	65 FR 66215
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH61

4201. • 2000 BIENNIAL REVIEW — AMENDMENT OF PARTS 43 AND 63 OF THE COMMISSION'S RULES; IB DOCKET NO. 00-231

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 214; 47 USC 218; 47 USC 219; 47 USC 220; 47 USC 403

CFR Citation: 47 CFR 43.81; 47 CFR 63.10; 47 CFR 63.18; 47 CFR 63.19; 47 CFR 63.20; 47 CFR 63.22; 47 CFR 63.24

Legal Deadline: None

Abstract: This proceeding was initiated to propose further streamlining measures for international

telecommunications services. The NPRM proposes amending the procedures for filing pro forma assignments and transfers of control of Section 214 international authorizations, eliminating the benchmark settlement rate condition, and modifying the rules requiring dominant international carriers to seek prior approval to discontinue service. The NPRM will clarify rules and eliminate others no longer needed.

Timetable:

Action	Date	FR Cite
NPRM	12/20/00	65 FR 79795
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH62

4202. • LICENSING AND COORDINATION OF EARTH STATIONS IN THE FIXED-SATELLITE SERVICES; IB DOCKET NO. 00-203

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 701 to 744; 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 332

CFR Citation: 47 CFR 25; 47 CFR 101

Legal Deadline: None

Abstract: The Report and Order and/or Memorandum Opinion and Order will address the proposals for fixed-satellite service (FSS) partial-band licensing, loading standards for FSS earth stations, and coordination criteria between FSS earth stations and terrestrial fixed stations. The item will additionally address proposals for the blanket licensing of very small aperture antennas at C-band, as well as the routine licensing of 3.7 meter antennas for FSS earth stations at C-band. Finally, the item will consider an industry proposal for either "blanket licensing" or other expedited licensing procedures for FSS earth stations in the portion of the Ka-band that is shared with the terrestrial fixed service.

Timetable:

Action	Date	FR Cite
NPRM	11/24/00	65 FR 70541
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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RIN: 3060-AH63

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Mass Media Bureau

4203. TRANSFER OF CONTROL OF NON-STOCK ENTITIES (MM DOCKET NO. 89-77)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: The Commission will consider proposals concerning the treatment of corporations and other

organizational structures that are not traditional commercial corporations.

Timetable:

Action	Date	FR Cite
NOI	03/16/89	54 FR 15957
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

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RIN: 3060-AE31

FCC—Mass Media Bureau

Long-Term Actions

4204. FILING OF TELEVISION NETWORK AFFILIATION CONTRACTS (MM DOCKET NO. 95-40)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 303(r)

CFR Citation: 47 CFR 73.3613(a)

Legal Deadline: None

Abstract: This proceeding considers changes to the requirement that stations file their network affiliation agreements with the Commission.

Timetable:

Action	Date	FR Cite
NPRM	04/19/95	60 FR 19564
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

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RIN: 3060-AF80

4205. RULES GOVERNING BROADCAST TELEVISION ADVERTISING (MM DOCKET NO. 95-90)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 301; 47 USC 303(r); 47 USC 313; 47 USC 314

CFR Citation: 47 CFR 73.658(h); 47 CFR 73.658(i)

Legal Deadline: None

Abstract: This proceeding considers changes to two rules regulating broadcast television advertising. The first advertising rule prohibits a broadcast television network from influencing or controlling the rates its affiliates set for the sale of their non-network advertising time. The second advertising rule prohibits a broadcast television network from representing any of its affiliates in the sale of non-network advertising time.

Timetable:

Action	Date	FR Cite
NPRM	07/05/95	60 FR 34959
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AF81

4206. MINOR MODIFICATIONS OF BROADCAST LICENSES WITHOUT PRIOR CONSTRUCTION PERMIT

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 155(c)(1); 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: This proceeding will implement the Commission's new authority to eliminate the present requirement for a construction permit for a broadcast station in certain instances where the changed facilities would not have an adverse impact on other broadcast facilities. In these instances, licensees or permittees will be able to initiate the change without prior authority and file a license application to cover the change afterwards.

Timetable:

Action	Date	FR Cite
NPRM	04/08/96	61 FR 15439
R&O	09/30/97	62 FR 51052
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AG30

4207. NEWSPAPER/BROADCAST CROSS-OWNERSHIP

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: On October 1, 1996, the Commission released a Notice of Inquiry seeking comment on the possible revision of its standards for waiver of the newspaper/broadcast cross-ownership rule (section 73.3555(d)) with respect to newspaper/radio combinations. The Notice solicits comment on whether the Commission should adopt objective criteria for evaluating such waiver requests and, if so, what those criteria should be.

Timetable:

Action	Date	FR Cite
NOI	10/15/96	61 FR 53694
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AG53

4208. REVIEW OF TECHNICAL RULES IN PARTS 73 AND 74

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 307; 47 USC 319

CFR Citation: 47 CFR 73; 47 CFR 74

Legal Deadline: None

Abstract: The Second Report and Order in this radio technical streamlining proceeding continues the Commission's efforts to make the broadcast application process simpler, faster, and more efficient. In the Second Report and Order, the Commission amended the separation requirements for short-spaced FM stations, section 73.215(e), to afford second- and third-adjacent channel stations minimum relief of six

FCC—Mass Media Bureau

Long-Term Actions

kilometers from the full spacing requirements of section 73.207. The order also expands the types of facility changes covered by expedited one-step licensing procedures and provides additional technical flexibility to FM stations licensed to Puerto Rico and the U.S. Virgin Islands. The order also relaxes noncommercial educational FM second adjacent channel standard and establishes a noncommercial educational FM community coverage standard. Finally, the item creates a new commercial FM class, class C-zero, and a mechanism to reclassify class C stations that do not meet the new class minimum antenna height where there is a competing demand for spectrum.

Timetable:

Action	Date	FR Cite
NPRM	06/22/98	63 FR 33892
Report & Order	04/21/99	64 FR 19498
Second Report & Order	12/20/00	65 FR 79773

Next Action Undetermined

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

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RIN: 3060-AG81

4209. ESTABLISHMENT OF A CLASS A TELEVISION SERVICE (MM DOCKET NOS. 00-10, 99-292)

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 303; 47 USC 307; 47 USC 336(f)

CFR Citation: 47 CFR 73; 47 CFR 74

Legal Deadline: NPRM, Statutory, 120 days from enactment of CBPA.

Abstract: On March 28, 2000, the Commission adopted a Report and Order in this proceeding. This Report and Order implemented the Community Broadcasters Protection Act of 1999, which directed the Commission to establish a Class A television service to provide a measure of primary status to certain low-power television stations. This Report and Order addresses a wide range of issues related to the implementation of the statute, including the protected service

area of Class A stations, Class A interference protection requirements vis-a-vis other TV stations, eligibility criteria for Class A status, common ownership restrictions applicable to Class A stations, the treatment of modification applications filed by Class A licensees, and general operating requirements.

Timetable:

Action	Date	FR Cite
NPRM	01/20/00	65 FR 3188
R&O	05/10/00	65 FR 29985
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH39

4210. DIGITAL AUDIO BROADCASTING SYSTEMS (MM DOCKET NO. 99-325)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 303

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: The rulemaking proceeding was initiated to obtain comments concerning the Commission's proposals to foster the development and implementation of terrestrial digital audio broadcasting (DAB). In the NPRM, the Commission (1) reaffirms its commitment to providing radio broadcasters with the opportunity to take advantage of DAB technology; (2) identifies Commission public policy objectives for the introduction of DAB service; (3) proposes criteria for the evaluation of DAB models and systems; (4) evaluates IBOC and new-spectrum DAB models; (5) inquires as to the need for a mandatory DAB transmission standard; and (6) considers certain DAB system testing, evaluation and standard selection issues.

Timetable:

Action	Date	FR Cite
NPRM	11/09/99	64 FR 61054
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH40

4211. DUAL NETWORK RULE (MM DOCKET NO. 00-108)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152(a); 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 73.658(g)

Legal Deadline: None

Abstract: On June 8, 2000, the Commission adopted a Notice of Proposed Rulemaking (MM Docket No. 00-108; FCC 00-213) proposing to amend its "dual network" rule (Section 73.658(g)). Until 1996, the rule prohibited any television station from affiliating with a network that maintained more than a single network. In the Telecommunications Act of 1996, Congress directed the Commission to revise that rule to prohibit only the common ownership of more than one of the major four major networks (NBC, CBS, ABC, and Fox) or the ownership of one of the major networks and one of the emerging two networks (WB and UPN). The dual network notice proposes to eliminate only that portion of the rule that currently prohibits common ownership of one of the major networks and the WB or UPN networks. It cited the current economics of the network broadcasting industry as justifying this proposed modification.

Timetable:

Action	Date	FR Cite
NPRM	07/05/00	65 FR 41393
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

FCC—Mass Media Bureau

Long-Term Actions

Government Levels Affected: None

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RIN: 3060-AH51

4212. EXPERIMENTAL BROADCAST STATION MULTIPLE OWNERSHIP RULE (MM DOCKET NO. 00-105)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152(a); 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 74.134

Legal Deadline: None

Abstract: On June 20, 2000, the Commission released a Notice of Proposed Rule Making (FCC 00-203) in the above proceeding. The Commission's existing experimental broadcast station multiple ownership rule (74.134) currently prohibits any entity from controlling more than one experimental license absent a showing of need. The 1998 Biennial Review Report, issued in MM Docket 98-35, tentatively concluded that this rule may no longer be necessary and that other rules applicable to experimental broadcast station licensees may be sufficient to assure that experimental stations do not obtain the exclusive use of a frequency or the ability to control multiple frequencies. The Report also tentatively concluded that other rules may be sufficient to assure that experimental station licensees do not operate on a commercial basis while functioning under the guise of experimental use.

Timetable:

Action	Date	FR Cite
NPRM	07/05/00	65 FR 41401
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH52

4213. ANCILLARY OR SUPPLEMENTAL USE OF DTV CAPACITY BY NON-COMMERCIAL LICENSEES (MM DOCKET NO. 98-203)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 4(i); 47 USC 4(j); 47 USC 303(r); 47 USC 307; 47 USC 309; 47 USC 336

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: On November 23, 1998, the Commission issued a Notice of Proposed Rulemaking (NPRM) in MM Docket No. 98-203 in response to a Petition for Reconsideration of the Fifth Report and Order in the digital television (DTV) proceeding that was filed by the Association of America's Public Television Stations and the Public Broadcasting Service. The NPRM seeks comment on whether, and under what conditions, noncommercial educational (NCE) television licensees should be permitted to offer ancillary or supplementary services, including subscription television, on a remunerative basis. In particular, the NPRM seeks comment on whether and how the Commission should amend section 73.621 of the Commission's rules, which requires NCE stations to provide a noncommercial service that "primarily" serves the educational needs of the community. The NPRM also seeks comment on how the advertising ban set forth in section 399B of the Communications Act implicates the provision of remunerative services by public DTV stations. The NPRM tentatively concludes that, while section 399B continues to apply to all video broadcast programming streams provided by public DTV stations, it does not apply to any subscription services they provide on their DTV channels, since such services do not constitute "broadcasting." In addition, the NPRM seeks comment on the extent to which section 399B applies to other, non-subscription ancillary or supplementary services carried by an NCE station. Finally, the NPRM seeks comment on whether NCE licensees should be exempt from DTV fees under section 366 of the Communications Act when they offer ancillary or supplementary services as a source of funding for their mission related activities.

Timetable:

Action	Date	FR Cite
NPRM	12/14/98	63 FR 68722
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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RIN: 3060-AH53

4214. PERIODIC REVIEW OF RULES AND POLICIES AFFECTING THE CONVERSION TO DTV (MM DOCKET NO. 00-39)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 4(i); 47 USC 4(j); 47 USC 303(r); 47 USC 307; 47 USC 309; 47 USC 336

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: On January 18, 2001, the Commission adopted a Report and Order and Further Notice of Proposed Rule Making (FCC 01-24), in which it took a number of actions concerning the transition to digital television. In the Report and Order it imposed a channel election requirement, requiring commercial television stations with two in-core channels (i.e., channels 2-51) to elect their post-transition digital channel by December 31, 2003. This will allow the Commission to more quickly identify channels available to accommodate Digital Television (DTV) licensees with out-of-core transition channels and new entrants. (Questions concerning the priority as to channel assignment - e.g., should stations that must move to a new channel have the highest priority and get the first selection of channels that are returned - and processing issues, as well as the question of whether any channels should be placed off-limits for use by DTV licensees were left to future rulemaking proceedings.)

Additionally, while full replication by DTV licensees of the National Television Systems Committee (NTSC) service area remains an important Commission objective, the Commission

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did not impose a full replication DTV requirement. Instead, it determined that, after December 31, 2004, whatever portion of a commercial broadcaster's NTSC Grade B contour is not replicated with its digital television signal will simply cease to be protected in the DTV Table of Allotments. This was intended to provide broadcasters with the incentive to continue service to most of their current viewers without the need for a Commission rule. The Commission did, however, impose an enhanced service obligation that will require licensees to encompass their communities of license with a stronger signal than that with which they had, or will have, to commence DTV operations. The Commission also discussed and resolved DTV application cut-off procedures, how it will resolve any mutual exclusivities that arise, and a host of technical issues. Importantly, the Commission determined that at this time there is no persuasive information to indicate that there is any deficiency in the 8-Vestigial Side Band (8-VSB) modulation system of the DTV transmission standard that would cause it to revisit its decision to deny Sinclair Broadcasting Group, Inc.'s, petition and add Coded Orthogonal Frequency Division Multiplex to the current 8-VSB DTV standard, or to grant Univision Communications Inc.'s Petition for Expedited Rule Making to that same effect. The Commission also declined to adopt technical performance standards for DTV receivers.

Timetable:

Action	Date	FR Cite
NPRM	03/23/00	65 FR 15600
Report & Order	02/13/01	66 FR 9973
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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RIN: 3060-AH54

4215. • CHILDREN'S TV, OBLIGATIONS OF DIGITAL TV BROADCASTERS (MM DOCKET NO. 00-167)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 336(d)

CFR Citation: 47 CFR 73.670; 47 CFR 73.671; 47 CFR 73.673

Legal Deadline: None

Abstract: This item seeks comment on a range of issues related to application of our existing children's programming rules to digital broadcasting. The NPRM focuses primarily on two areas: the obligation of commercial television broadcast licensees to provide educational and informational programming for children and the requirement that television broadcast licensees limit the amount of advertising in children's programs.

In addition, this document seeks comment on how to address the issue of the airing in programs viewed by children promotions that may be inappropriate for children to watch. Although this document seeks comment largely on challenges unique to the digital area, it also discusses several issues that apply equally to analog and digital broadcasting.

Timetable:

Action	Date	FR Cite
NPRM	11/08/00	65 FR 66951
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH68

4216. • EXTENSION OF FILING REQUIREMENTS FOR CHILDREN'S TV PROGRAMMING REPORT (MM DOCKET NO. 00-44)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; 47 USC 308

CFR Citation: 47 CFR 73.3526

Legal Deadline: None

Abstract: This document seeks comment on the tentative conclusion that broadcasters who maintain Internet websites should be required to post their completed quarterly Children's Television Programming Reports (FCC Form 398) on these sites. The FCC 398 is required to be filed by commercial television broadcast stations each quarter. This form is used to provide information on the efforts of commercial television stations to provide children's educational and informational programs aired to meet its obligation under the Children's Television Act of 1990. Although the Children's Television Programming Reports are available in a central location on the FCC's website, members of the public may look first to their local broadcast station for information about programming at the station, making station website posting useful.

Timetable:

Action	Date	FR Cite
NPRM	11/09/00	65 FR 67331
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH69

4217. • RADIO MARKET DEFINITIONS (MM DOCKET NO. 00-244)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 202(h); 47 USC 303; 47 USC 307

CFR Citation: 47 CFR 73.3555

Legal Deadline: None

Abstract: As a result of finding in its Biennial Review Report (65 FR 43333; July 13, 2000) that the Commission's methods for defining radio markets and counting both the number of stations in a radio market and counting the number of stations an entity owns in such a market may be having results that frustrate the structure of the Telecommunications Act of 1996, the Commission issued a Notice of Proposed Rule Making in MM Docket No. 00-244. That Notice, which was

FCC—Mass Media Bureau

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adopted December 6, 2000, sought comment on alternative methods for defining radio markets, including using Arbitron or other commercially defined market definitions in place of the Commission's current "contour overlap" method. It also sought comment on alternative methods for determining the number of stations in a radio market and for counting the number of stations a party owns in that market.

Timetable:

Action	Date	FR Cite
NPRM	12/28/00	65 FR 82305
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH70

4218. • ENHANCED AND STANDARDIZED DISCLOSURE (MM DOCKET NO. 00-168)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 336

CFR Citation: 47 CFR 73.3526

Legal Deadline: None

Abstract: This item concerns rules and policies on how commercial television broadcast station licensees provide public interest information to the public. This document proposes amendments to the public inspection file rules that would standardize the format used for providing public interest information to the public and make information contained in public inspection files available on the Internet. The intended effect of this

action is to propose rules that would make information regarding how television broadcast stations meet their fundamental public interest obligation to serve the needs and interests of their communities of license easier to understand or more accessible to the public.

Timetable:

Action	Date	FR Cite
NPRM	11/19/00	65 FR 62683
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

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FEDERAL COMMUNICATIONS COMMISSION (FCC)

Completed Actions

Mass Media Bureau

4219. LOCAL TELEVISION OWNERSHIP RULE (MM DOCKET NO. 91-221)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; PL 104-104, 202(c)(2); PL 104-104, 202(d)

CFR Citation: 47 CFR 73.3555

Legal Deadline: None

Abstract: On January 19, 2001, the Commission released a Memorandum Opinion and Second Order on Reconsideration (Second Reconsideration Order). This order generally affirmed the revisions the Commission made in 1999 to its local TV multiple ownership rule, or TV duopoly rule, and radio/TV cross-ownership rule. It also generally affirmed the grandfathering policies the Commission had adopted at the same time for certain local marketing agreements and certain waivers of the previous radio/TV cross-ownership rule.

In the Second Reconsideration Order, however, the Commission made one change to the TV duopoly rule, and a parallel change to the radio/TV cross-

ownership rule. Pursuant to the TV duopoly rule adopted in 1999, one party may own two TV stations in the same TV market, defined by the Designated Market Areas (DMAs) of Nielsen Media Research, if two conditions are satisfied. First, at least one of the stations must not be among the four highest-ranked stations in the DMA, as determined by their all-day audience share. Second, at least eight independently owned and operating stations would remain in the DMA after the proposed combination. The Second Reconsideration Order amended the TV duopoly rule to permit parties to count toward the eight-station minimum only those stations the Grade B contours of which overlap with at least one of the stations in the proposed combination.

Pursuant to the radio/TV cross-ownership rule adopted in 1999, one party may own one TV station (or two, if permitted by the TV duopoly rule) and one radio station in the same geographic area. One party may own one (or two) TV station(s) and more than one radio station in the same geographic area if a certain number of independent media "voices" would remain after the proposed combination.

The Second Reconsideration Order amended the radio/TV cross-ownership rule to permit parties to count toward the number of media "voices" necessary, only those TV stations the Grade B contours of which overlap with at least one of the TV stations in the proposed combination.

Timetable:

Action	Date	FR Cite
NOI	07/11/91	56 FR 40847
NPRM	06/24/92	57 FR 28163
FNPRM	02/02/95	60 FR 6490
Report & Order	03/27/95	60 FR 15688
Second FNPRM	12/19/96	61 FR 66978
Report & Order	09/17/99	64 FR 50651
Memorandum Opinion and Second Order on Reconsideration	02/06/01	66 FR 9039

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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FCC—Mass Media Bureau

Completed Actions

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RIN: 3060-AF79

4220. ATTRIBUTION OF BROADCAST INTERESTS (MM DOCKET NOS. 94-150, 92-51, 87-154)**Priority:** Other Significant**Legal Authority:** 47 USC 154(i); 47 USC 303**CFR Citation:** 47 CFR 21.912; 47 CFR 73.3526; 47 CFR 73.3555; 47 CFR 73.3613; 47 CFR 74.931; 47 CFR 76.501**Legal Deadline:** None

Abstract: The Memorandum Opinion and Order on Reconsideration concerns rules and policies for attributing cognizable interests in applying the broadcast multiple ownership rules, the broadcast-cable cross-ownership rule, and the cable-Multipoint Distribution Service cross-ownership rule. Specifically, the Order declines to limit or expand the scope of the equity debt plus rule, but clarifies several issues that pertain to the application of the rule. The Order eliminates the single majority shareholder exemption for purposes of the broadcast attribution rules, while grandfathering existing minority interests held pursuant to that exemption. The Order also declines to deem all local marketing agreements (LMAs) entered into after August 6, 1999, to be unlawful, and declines to require all existing LMAs, not just attributable LMAs, to be filed with the Commission. Finally, the Order reaffirms the decision to eliminate the cross-interest policy. The Memorandum Opinion and Order on Reconsideration amends rules in 47 CFR parts 21, 73, and 76. The Order was adopted on December 14, 2000, and released January 19, 2001.

Timetable:

Action	Date	FR Cite
NPRM	02/02/95	60 FR 6483
FNPRM	12/20/96	61 FR 67275
Report & Order	08/05/99	
Memorandum Opinion & Order on Reconsideration	02/13/01	66 FR 9962

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Mania K. Baghdadi, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AF82

4221. NATIONAL TELEVISION OWNERSHIP RULES (MM DOCKET NOS. 96-222, 91-221, 87-8)**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154**CFR Citation:** 47 CFR 73**Legal Deadline:** None

Abstract: In the January 13, 2001, Memorandum Opinion and Order on Reconsideration in MM Docket Nos. 96-222, 91-222, and 87-8, In the Matter of Broadcast Television National Ownership Rules; Review of the Commission's Regulations Governing Television Broadcasting; Television Satellite Stations Review of Policy and Rules, the Commission denies the petition for reconsideration filed by the Office of Communication, Inc. of United Church of Christ et al., which requests that the Commission attribute between 50 and 100 percent of the Designated Market Area households to an entity's second station in a market, whether it is a duopoly, a local marketing agreement or an intramarket TV satellite station. The Commission reaffirms its decision to count a market only once when calculating an entity's national ownership reach, even if that entity has an attributable interest in more than one television station in that market.

Timetable:

Action	Date	FR Cite
NPRM	12/19/96	61 FR 66987
Report & Order	09/17/99	64 FR 50647
Memorandum Opinion & Order on Reconsideration	01/30/01	66 FR 8176

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Jane Gross, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AG54

4222. 1998 BIENNIAL REVIEW OF BROADCAST OWNERSHIP (MM DOCKET NO. 98-35)**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 104-104, sec 202(h)**CFR Citation:** 47 CFR 73**Legal Deadline:** None

Abstract: On May 26, 2000, the Commission adopted a Report in MM Docket No. 98-35. This Report reviews our broadcast ownership rules as required by Section 202(h) of the Telecommunications Act of 1996. With this Report, the Commission proposed to retain but modify three rules: (1) the dual network rule to allow common ownership of an established TV network (ABC, CBS, FOX, NBC) and an emerging network (WBTV or UPN); (2) the definition of local radio markets and the methods of calculating the number of stations in a market and the number of radio stations a party owns in a particular market; and (3) the newspaper/broadcast cross-ownership rule so that it is tailored to cover those situations where it is necessary to protect the public interest. The Commission also proposes to eliminate its restriction on multiple ownership of experimental broadcast stations. The Commission has issued Notices of Proposed Rulemaking (NPRM) to seek public comment with regard to the dual network and experimental broadcast station multiple ownership rules and will issue NPRMs with regard to the other rules.

In addition, the Commission voted to retain the local radio ownership limits; the 35 percent national television household ownership cap; and the cable system/television station cross-ownership rules. The Commission also indicated that it will examine the 50 percent UHF discount near the completion of the transition to DTV.

Timetable:

Action	Date	FR Cite
NOI	03/31/98	63 FR 15353
Report	07/13/00	65 FR 43333

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Roger Holberg, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554

FCC—Mass Media Bureau

Completed Actions

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RIN: 3060-AG79

4223. REVIEW OF BROADCAST AND CABLE EEO RULES AND POLICIES

Priority: Other Significant

Legal Authority: 47 USC 154; 47 USC 303; 47 USC 334; 47 USC 336; 47 USC 634

CFR Citation: 47 CFR 73; 47 CFR 76

Legal Deadline: None

Abstract: On November 22, 2000, the FCC released its Memorandum Opinion and Order (Order) in the Matter of MM Docket Nos. 98-204 and 96-16 (FCC 00-338). The Order clarifies the Commission's broadcast and cable equal employment opportunities (EEO) rules and policies. Specifically, the Order clarifies the filing schedule for the initial statement of compliance (FCC Form 397) and the extent to which broadcasters may engage in joint and supplemental recruitment measures. In addition, the Order clarifies that broadcasters have good faith discretion in defining what constitutes an applicant and their market/community under the EEO rules. The Order also amends the EEO rules to reflect that data on the gender, race and ethnic status of a broadcaster's or cable entity's workforce will be not be used for assessing an entity's compliance with the rules. Among other things, the Order also addresses how the Commission will monitor

religious broadcasters' compliance with the EEO rules.

Timetable:

Action	Date	FR Cite
NPRM	12/01/98	63 FR 66104
R&O	02/15/00	65 FR 7448
MO&O	12/08/00	65 FR 76948

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

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RIN: 3060-AH10

4224. LOW POWER FM RADIO

Priority: Other Significant

Legal Authority: 47 USC 154; 47 USC 303

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: In its Memorandum Opinion and Order on Reconsideration, the FCC affirmed most of the Report and Order creating a new low power FM radio service (LPFM). It affirmed the LP100 and LP10 classes created in the Report and Order and the 3rd adjacent channel protection for most stations. The FCC

did change certain aspects of the rules created by the Report and Order, however: it created a procedure to resolve complaints from listeners of full power radio stations claiming unexpected interference from LPFM stations. The complaint procedures are intended to ensure that if any unexpected, significant 3rd adjacent channel interference problems are caused by the operation of a particular LPFM station, they can be resolved expeditiously. The FCC also preserved existing protection for those stations providing radio reading services for blind or low vision listeners. The FCC made other minor changes to ownership rules involving public safety and transportation organizations and schools.

Timetable:

Action	Date	FR Cite
NPRM	02/16/99	64 FR 7577
R&O	02/15/00	65 FR 7615
MO&O on Reconsideration	11/09/00	65 FR 67289

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 3060-AH11

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Proposed Rule Stage

Office of Managing Director

4225. • ASSESSMENT AND COLLECTION OF REGULATORY FEES FOR FY 2001

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 47 USC 159

CFR Citation: 47 CFR 1.1151 et seq

Legal Deadline: None

Abstract: Section 9 of the Communications Act of 1934, as amended, 47 USC 159, requires the FCC to recover the costs of its activities by assessing and collecting annual

regulatory fees from the beneficiaries of these activities. The FCC will issue a NPRM to address how it intends to implement the fee requirements for FY 2001, and at a later date a Report and Order implementing the FY 2001 Regulatory Fee Schedule.

Timetable:

Action	Date	FR Cite
NPRM	04/16/01	66 FR 19681
NPRM Comment Period End	04/27/01	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

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RIN: 3060-AH67

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Long-Term Actions

Wireless Telecommunications Bureau

4226. AMENDMENT OF THE COMMISSION'S RULES CONCERNING MARITIME COMMUNICATIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 303**CFR Citation:** 47 CFR 80**Legal Deadline:** None**Abstract:** Amendment of the Maritime Radio Service Rules to encourage growth and improve the regulatory structure in VHF maritime communications.**Timetable:**

Action	Date	FR Cite
NOI/NPRM	11/05/92	57 FR 57717
First R&O	04/26/95	60 FR 34198
FNPRM	04/26/95	60 FR 35507
Second FNPRM	06/17/97	62 FR 37533
Second R&O	06/17/97	62 FR 40281
Third R&O and MO&O	07/06/98	63 FR 40059
MO&O	04/26/99	64 FR 26885
Third NPRM	12/08/00	65 FR 76966
Fourth R&O	12/13/00	65 FR 77821

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:**

Undetermined

Additional Information: PR Docket No. 92-257.**Agency Contact:** Keith Fickner, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AF14**4227. RULEMAKING TO AMEND PART 1 AND PART 21 TO REDESIGNATE THE 27.5-29.5 GHZ BAND AND TO ESTABLISH RULES AND POLICIES FOR LOCAL MULTI-POINT DISTRIBUTION SERVICE****Priority:** Substantive, Nonsignificant. Major under 5 USC 801.**Legal Authority:** 47 USC 154; 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 553**CFR Citation:** 47 CFR 21; 47 CFR 25; 47 CFR 101**Legal Deadline:** None**Abstract:** The goal of this proceeding, a Third Order on Reconsideration, is

to pave the way for the auctioning and licensing of the Local Multipoint Distribution Service (LMDS), a fixed broadband point-to-point wireless service that has significant potential in offering a broad range of one-way and two-way voice-video and data service capabilities, and a substantial amount of capacity that is larger than is currently available in wireless services. This Order was adopted and released on February 11, 1998. The Fourth Report and Order adopted partitioning and disaggregation rules for LMDS.

Timetable:

Action	Date	FR Cite
NPRM	01/28/93	58 FR 6400
NPRM Comment Period End	04/15/93	
Third NPRM	08/23/95	60 FR 43740
First R&O & Fourth NPRM	07/29/96	61 FR 39425
Fifth NPRM	04/07/97	62 FR 16514
Second R&O	04/29/97	62 FR 23148
Order on Recon	05/23/97	62 FR 28373
Second Order on Recon	09/17/97	62 FR 48787
Third Order on Recon	02/25/98	63 FR 9443
Fourth R&O	05/13/98	63 FR 26502
Sixth NPRM	12/21/99	64 FR 71373
Third R&O and MO&O on Recon	07/06/00	65 FR 41603

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local**Additional Information:** WTB Docket No. 92-297.**Agency Contact:** Peter Wolfe, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
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Phone: 202 418-1310**RIN:** 3060-AF26**4228. REFARMING****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154**CFR Citation:** 47 CFR 90**Legal Deadline:** None**Abstract:** Replacement of part 90 by part 88 to revise private land mobile services and modify policies governing these services.**Timetable:**

Action	Date	FR Cite
NPRM	11/16/92	57 FR 54034
R&O	07/19/95	60 FR 37152
MO&O	01/15/97	62 FR 2027
Second R&O	04/17/97	62 FR 18834
NPRM	11/27/98	63 FR 65568
Second MO&O	07/06/99	64 FR 36258
Third MO&O	09/16/99	64 FR 50257
Fourth MO&O	09/17/99	64 FR 50466
Fifth MO&O	02/05/01	66 FR 8899

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Local**Additional Information:** PR Docket No. 92-235**Agency Contact:** Michael Wilhelm, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AF35**4229. FUTURE DEVELOPMENT OF 800 MHZ SMR; COMPETITIVE BIDDING WIDE AREA****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 153; 47 USC 154(i); 47 USC 303; 47 USC 309(j); 47 USC 332**CFR Citation:** 47 CFR 90**Legal Deadline:** None**Abstract:** This proceeding adopts service rules and competitive bidding rules for 800 MHz SMR spectrum. It also proposes licensing rules and auction procedures for lower 80 SMR and general category channels.**Timetable:**

Action	Date	FR Cite
NPRM	05/13/93	58 FR 33062
FNPRM	10/20/94	59 FR 6011
Eighth R&O	02/16/96	61 FR 6138
First R&O	02/16/96	61 FR 6212
Second FNPRM	02/16/96	61 FR 6212
Second R&O	06/23/97	62 FR 41190

FCC—Wireless Telecommunications Bureau

Long-Term Actions

Action	Date	FR Cite
MO&O	06/23/97	62 FR 41225
MO&O on Recon	10/08/99	64 FR 71042
Second MO&O on Recon	07/14/00	65 FR 43716

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: PR Docket No. 93-144; GEN Docket No. 93-252; PP Docket No. 93-253

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RIN: 3060-AF47

4230. RESALE AND ROAMING OBLIGATIONS PERTAINING TO COMMERCIAL MOBILE RADIO SERVICES

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: PL 103-66, sec 6002, Omnibus Budget Reconciliation Act of 1993

CFR Citation: 47 CFR 20; 47 CFR 22

Legal Deadline: None

Abstract: On an interim basis, the First Report and Order extends to broadband PCS and covered SMR providers the cellular rule that prohibits restricting resale of communications services. The new rules sunset five years after the last group of initial licensees for currently allocated broadband PCS spectrum is awarded. The rules also eliminate all exceptions to the rule that allowed cellular licensees to restrict resale by competing with fully operational cellular licensees in the

same geographic market. The Commission successfully adopted a Second Report and Order and Third Notice of Proposed Rulemaking in this proceeding. The Second Report and Order extends the Commission's cellular rules on manual roaming by any individual whose handset is capable of accessing the network of a cellular, broadband PCS, or covered SMR provider. The Third NPRM, among other things, sought comment on whether the Commission should adopt rules requiring cellular, broadband PCS, and covered SMR providers to provide automatic roaming in their coverage areas, and whether both automatic and manual roaming requirements should sunset five years after the initial grant of PCS licenses. The Third MO&O generally affirmed the Commission's earlier decision to extend the cellular resale rule to include certain PCS and SMR providers and to sunset the rule until November 24, 2002. However, it modified the prior decision by removing customer premise equipment (CPE) and CPE in bundled packages from the scope of the resale rule, by revising the scope of the resale rule to exclude all C, D, E, and F block PCS licensees that do not own and control and are not controlled by cellular or A or B block licensees, and by exempting from the rule all SMR and other CMRS providers that do not utilize in-network switching facilities.

Timetable:

Action	Date	FR Cite
NPRM	07/13/94	59 FR 35664
NOI	07/13/94	59 FR 35664
NPRM Comment Period End	09/29/94	
NPRM	04/04/95	60 FR 20949
NPRM Comment Period End	07/14/95	
First R&O	07/12/96	61 FR 38399
Second R&O and Third NPRM	08/15/96	61 FR 44026
MO&O and O on Recon	11/09/99	64 FR 61022

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Agency Contact: Jane Phillips, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

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RIN: 3060-AF58

4231. IMPLEMENTATION OF SECTION 309(J) OF THE COMMUNICATIONS ACT, COMPETITIVE BIDDING; NARROWBAND PCS COMPETITIVE BIDDING RULES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 303(r); 47 USC 309(j)

CFR Citation: 47 CFR 24

Legal Deadline: None

Abstract: Report and Order and FNPRM to modify the competitive bidding rules for participation by designated entities in narrowband PCS.

Timetable:

Action	Date	FR Cite
3rd MO&O	08/16/94	59 FR 44058
R&O	04/23/97	62 FR 27507
FNPRM	04/23/97	62 FR 27569
2nd R&O	06/06/00	65 FR 35843
2nd FNPRM	06/06/00	65 FR 35875

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: GEN Docket No. 90-314; ET Docket No. 92-100; PP Docket No. 93-253

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RIN: 3060-AF99

4232. IMPLEMENTATION OF SECTION 309(J) OF THE COMMUNICATIONS ACT, COMPETITIVE BIDDING; 218-219 MHZ COMPETITIVE BIDDING RULES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303(r); 47 USC 309(j)

CFR Citation: 47 CFR 95

Legal Deadline: None

Abstract: Tenth Report and Order modifies the competitive bidding rules

FCC—Wireless Telecommunications Bureau

Long-Term Actions

for the upcoming auction of 218-219 MHz: (1) eliminates bidding credits available to women- and minority-owned 218-219 MHz applicants; (2) extends two levels of bidding credits to small businesses based on a two-tiered small business definition; (3) clarifies the attribution rules for affiliates of 218-219 MHz applicants; and (4) increases the amount of the upfront payments required to participate in the 218-219 MHz auction.

Timetable:

Action	Date	FR Cite
R&O	04/25/94	59 FR 24947
FNPRM	08/06/96	61 FR 49103
R&O	11/15/96	61 FR 60198
FNPRM	09/30/98	63 FR 52215
MO&O	11/09/98	63 FR 54073
R&O and MO&O	11/03/99	64 FR 59656

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 98-169

Agency Contact: Andrea Kelly, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AG00

4233. 39 GHZ CHANNEL PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 524

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 101

Legal Deadline: None

Abstract: This proceeding amends the FCC's rules to facilitate more effective use of the 39 GHz band.

Timetable:

Action	Date	FR Cite
NPRM	01/26/96	61 FR 2465
NPRM Comment Period End	02/12/96	
Order	02/22/96	61 FR 6809
Reply Comments	02/27/96	
Order	05/01/96	61 FR 19236
2d NPRM	01/21/98	63 FR 3075
R&O	02/06/98	63 FR 6079
MO&O	08/23/99	64 FR 45891

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 95-183, RM-8553; PP Docket No. 93-253

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RIN: 3060-AG16

4234. IMPLEMENTATION OF 309(J) OF THE COMMUNICATIONS ACT, AMENDMENT OF PARTS 20 AND 24 OF THE COMMISSION'S RULES - BROADBAND PCS COMPETITIVE BIDDING AND THE COMMERCIAL MOBILE RADIO SERVICE SPECTRUM CAP

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303(r); 47 USC 309(j); 47 USC 332

CFR Citation: 47 CFR 24

Legal Deadline: None

Abstract: NPRM to modify the competitive bidding rules for the Broadband PCS F Block. Report and Order, adopted 6/21/96, modified the PCS/cellular rule and the cellular spectrum cap.

Timetable:

Action	Date	FR Cite
O on Recon of 5th MO&O and D, E, & F R&O	11/15/00	65 FR 68927

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: PP Docket No. 93-253

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RIN: 3060-AG21

4235. REVISION OF THE RULES TO ENSURE COMPATIBILITY WITH ENHANCED 911 EMERGENCY CALLING SYSTEMS

Priority: Other Significant. Major under 5 USC 801.

Legal Authority: 47 USC 134(i); 47 USC 151; 47 USC 201; 47 USC 208; 47 USC 215; 47 USC 303; 47 USC 309

CFR Citation: 47 CFR 20

Legal Deadline: None

Abstract: The goal of this proceeding is to afford the public a reliable, responsive E911 service in the best possible interest of public health and safety. The Third Report and Order revised the Commission's rules to permit the use of handset-based solutions or hybrid solutions that require changes to both handsets and wireless networks, in providing caller location information as part of E911 services.

Timetable:

Action	Date	FR Cite
R&O	07/26/96	61 FR 40348
FNPRM	07/26/96	61 FR 40374
MO&O	01/16/98	63 FR 2631
Second Report & Order	06/28/99	64 FR 34564
Third R&O	11/04/99	64 FR 60126
Second MO&O	12/29/99	64 FR 72951
Fourth Report & Order, Third NPRM, and NPRM	09/19/00	65 FR 56752
Fourth MO&O	10/02/00	65 FR 58657

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Additional Information: CC Docket No. 94-102; CC Docket No. 96-115; CC Docket No. 92-105; WT Docket No. 00-110

Agency Contact: Dan Grosh, Attorney Advisor, Federal Communications Commission, Wireless

FCC—Wireless Telecommunications Bureau

Long-Term Actions

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RIN: 3060-AG34

4236. IN THE MATTER OF THE COMMUNICATIONS ASSISTANCE FOR LAW ENFORCEMENT ACT

Priority: Other Significant. Major under 5 USC 801.

Legal Authority: 47 USC 229; 47 USC 1001 to 1008

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: All of the decisions in this proceeding thus far are aimed at implementation of provisions of the Communications Assistance for Law Enforcement Act.

Timetable:

Action	Date	FR Cite
NPRM	10/10/97	62 FR 63302
Order	01/13/98	63 FR 1943
FNPRM	11/16/98	63 FR 63639
Report & Order	01/29/99	64 FR 51462
Order	03/29/99	64 FR 14834
Second Report & Order	09/23/99	64 FR 51462
Third Report & Order	09/24/99	64 FR 51710
O on Recon	09/28/99	64 FR 52244
Policy Statement	10/12/99	64 FR 55164
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: CC Docket No. 97-213

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RIN: 3060-AG74

4237. DEVELOPMENT OF OPERATIONAL, TECHNICAL, AND SPECTRUM REQUIREMENTS FOR PUBLIC SAFETY COMMUNICATIONS REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 160; 47 USC 201; 47 USC 202; 47 USC 303; 47 USC 337(a); 47 USC 403

CFR Citation: 47 CFR 90

Legal Deadline: None

Abstract: This item takes steps toward developing a flexible regulatory framework to meet vital current and future public safety communications needs.

Timetable:

Action	Date	FR Cite
NPRM	10/09/97	62 FR 60199
Second NPRM	11/07/97	62 FR 60199
First R&O	08/06/98	63 FR 58645
Third NPRM	08/06/98	63 FR 58685
MO&O	04/26/99	64 FR 60123
Second R&O	08/08/00	65 FR 48393
Fourth NPRM	08/25/00	65 FR 51788
Second MO&O	09/05/00	65 FR 53641
Third R&O	11/07/00	65 FR 66644
Third MO&O	11/07/00	65 FR 66644
Fourth R&O	01/11/01	
Fifth NPRM	01/11/01	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: WT Docket No. 96-86

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RIN: 3060-AG85

4238. MULTIPLE ACCESS SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 101

Legal Deadline: None

Abstract: This proceeding amended the FCC's rules regarding multiple address

systems (MAS) in the microwave service. It streamlined regulations and established a framework for MAS spectrum that provides opportunities for continued development of competitive service offerings by allowing a variety of services.

Timetable:

Action	Date	FR Cite
NPRM	01/19/97	62 FR 11407
Order	09/17/98	63 FR 53350
FNPRM	05/18/99	64 FR 38617
R&O	04/03/00	65 FR 17445

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 97-81

Agency Contact: Shellie Blakeney, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
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RIN: 3060-AG86

4239. AMENDMENT OF PART I OF THE COMMISSION'S RULES — COMPETITIVE BIDDING PROCEDURES

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 202; 47 USC 303; 47 USC 309(j)

CFR Citation: 47 CFR 1; 47 CFR 21; 47 CFR 24; 47 CFR 27; 47 CFR 90; 47 CFR 95

Legal Deadline: None

Abstract: This proceeding proposes to amend and modify the competitive bidding rules for all auctionable services. It was released on December 31, 1997, and published in the Federal Register on January 15, 1998.

Timetable:

Action	Date	FR Cite
NPRM	03/21/97	62 FR 13570
NPRM Comment Period End	04/16/97	
2nd FNPRM	01/07/98	63 FR 770
3rd R&O	01/15/98	63 FR 2315
5th R&O, O on Recon	08/29/00	65 FR 52323
4th FNPRM	08/29/00	65 FR 52401
Next Action Undetermined		

FCC—Wireless Telecommunications Bureau

Long-Term Actions

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** WT Docket No. 97-82

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RIN: 3060-AG87

4240. AMENDMENT OF PART 90 OF THE RULES TO ADOPT REGULATIONS FOR AUTOMATIC VEHICLE MONITORING SYSTEMS

Priority: Substantive, Nonsignificant. Major under 5 USC 801.**Legal Authority:** 47 USC 154; 47 USC 251; 47 USC 252; 47 USC 303; 47 USC 309; 47 USC 332**CFR Citation:** 47 CFR 1; 47 CFR 90**Legal Deadline:** None

Abstract: This Second Report and Order adopts rules and procedures governing competitive bidding for multilateration Location and Monitoring Service (LMS) frequencies.

Timetable:

Action	Date	FR Cite
NPRM	10/06/97	62 FR 52078
NPRM Comment Period End	11/20/97	
Second R&O	07/30/98	63 FR 40659
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Additional Information: The FNPRM sought comment on the LMS auction following the general competitive bidding procedures of Part 1, Subpart Q; the establishment of a small business definition for LMS; whether small business provisions are sufficient to promote participation by businesses owned by minorities, women or rural telephone companies; partitioning and disaggregation.

PR Docket No. 93-61

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RIN: 3060-AH12

4241. CALLING PARTY PAYS SERVICE OFFERING IN THE COMMERCIAL MOBILE RADIO SERVICES

Priority: Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 157; 47 USC 201; 47 USC 202; 47 USC 303(r); 47 USC 332**CFR Citation:** 47 CFR 20**Legal Deadline:** None

Abstract: The NPRM proposes a uniform nationwide system to notify consumers that they are placing a call to a wireless phone subscriber who has elected to have the caller pay for the airtime and other charges associated with the call. The notification would include the per minute charges that will apply, as well as the name of the wireless carrier that terminates the call.

Timetable:

Action	Date	FR Cite
NPRM	07/16/99	64 FR 38313
NPRM Comment Period End	10/18/99	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** WT Docket No. 97-207

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RIN: 3060-AH31

4242. SERVICE RULES FOR THE 746-764 AND 776-794 MHZ BANDS, AND REVISIONS TO PART 27 OF THE COMMISSION'S RULES

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 1; 47 USC 4(i); 47 USC 7; 47 USC 10; 47 USC 201; 47 USC 202; 47 USC 208; 47 USC 214; 47 USC 301; 47 USC 303; 47 USC 307; 47 USC 308; 47 USC 309(j); 47 USC 309(k); 47 USC 310; 47 USC 311; 47 USC 315; 47 USC 317; 47 USC 324; 47 USC 331; 47 USC 332; 47 USC 336**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: The Report and Order in this proceeding adopts service rules for licensing and auction of commercial services in spectrum in the 700 MHz band to be vacated by UHF television licensees.

Timetable:

Action	Date	FR Cite
NPRM	07/07/99	64 FR 36686
R&O	01/20/00	65 FR 3139
Second R&O	04/04/00	65 FR 17594
MO&O and FNPRM	07/12/00	65 FR 42879
Second MO&O	02/06/01	66 FR 9035
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** WT Docket No. 99-168; CS Docket No. 98-120; MM Docket No. 00-39

Agency Contact: Stan Wiggins, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

FCC—Wireless Telecommunications Bureau

Long-Term Actions

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RIN: 3060-AH32

4243. IMPLEMENTATION OF SECTIONS 309(J) AND 337 OF THE COMMUNICATIONS ACT OF 1934 AS AMENDED

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303(r); 47 USC 309(j)

CFR Citation: 47 CFR 1; 47 CFR 22; 47 CFR 24; 47 CFR 26; 47 CFR 27; 47 CFR 73; 47 CFR 74; 47 CFR 80; 47 CFR 87

Legal Deadline: None

Abstract: This NPRM commences a proceeding to implement 309(j) and 337 of the Communications Act, as amended by the Balanced Budget Act of 1997, which was signed into law on 8/5/97. This notice seeks comment on changes to the Commission's rules and policies to implement the revised auction authority.

Timetable:

Action	Date	FR Cite
NPRM	05/03/99	64 FR 23571
R&O	01/02/01	66 FR 33
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: WT Docket No. 99-87

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RIN: 3060-AH33

4244. 1998 BIENNIAL REGULATORY REVIEW SPECTRUM AGGREGATION LIMITS FOR WIRELESS TELECOMMUNICATIONS CARRIERS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 161; 47 USC 332

CFR Citation: 20 CFR 20; 22 CFR 942

Legal Deadline: None

Abstract: The Commission is re-evaluating whether it should retain, modify, or repeal the spectrum aggregation limits and the cellular cross-interest rule in light of changes occurring in the wireless telecommunications market.

Timetable:

Action	Date	FR Cite
NPRM	12/10/98	63 FR 70727
R&O	10/07/99	64 FR 54564
MO&O on Recon	11/08/00	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: WT Docket No. 98-205

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RIN: 3060-AH34

4245. AMENDMENT TO PARTS 1, 2, 87 AND 101 OF THE RULES TO LICENSE FIXED SERVICES AT 24 GHZ

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 309(j)

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 101

Legal Deadline: None

Abstract: This NPRM proposes licensing and service rules to govern the 24 GHz band generally.

Timetable:

Action	Date	FR Cite
NPRM	12/20/99	64 FR 71088

Action	Date	FR Cite
R&O	08/05/00	65 FR 59350
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: None

Additional Information: WT Docket No. 99-327

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RIN: 3060-AH41

4246. PART 101 — TERRESTRIAL MICROWAVE FIXED RADIO SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 101

Legal Deadline: None

Abstract: Proceeding to streamline the Commission's rules, expedite processing of authorizations for terrestrial microwave fixed radio services and clarify rules concerning the terrestrial microwave fixed radio services.

Timetable:

Action	Date	FR Cite
NPRM	01/11/95	60 FR 2722
R&O	05/28/96	61 FR 26670
Order	03/05/98	63 FR 10778
Final Action Correction	03/24/98	63 FR 14039
NPRM	06/20/00	65 FR 38333
MO&O	06/20/00	65 FR 38324
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: WT Docket No. 94-148 (closed); WT Docket No. 00-19

Agency Contact: Michael Pollak, Electronics Engineer, Federal

FCC—Wireless Telecommunications Bureau

Long-Term Actions

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RIN: 3060-AH42

4247. AMENDMENT OF PARTS 13 AND 80 GOVERNING MARITIME COMMUNICATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 13; 47 CFR 80

Legal Deadline: None

Abstract: This matter concerns the amendment of the rules governing maritime communications in order to consolidate, revise and streamline the regulations as well as address new international requirements and improve the operational ability of all users of marine radios.

Timetable:

Action	Date	FR Cite
NPRM	03/24/00	65 FR 21694
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 00-48

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RIN: 3060-AH55

4248. AMENDMENT OF THE RULES REGARDING INSTALLMENT PAYMENT FINANCING FOR PERSONAL COMMUNICATIONS SERVICES LICENSEES

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 154; 47 USC 301 to 303; 47 USC 309; 47 USC 332

CFR Citation: 47 CFR 1; 47 CFR 24

Legal Deadline: None

Abstract: This proceeding proposes resumption of installment payments for broadband Personal Communications Services (PCS), e.g. for C and F Block, with payment deadline to be reinstated as of March 31, 1998. The proposal contemplates, inter alia, changes to the FCC's C Block rules to govern re-auction of surrendered spectrum in the C Block. The proposal was released on October 16, 1997, and published in the Federal Register.

Timetable:

Action	Date	FR Cite
2nd R&O	10/24/97	62 FR 55348
FNPRM	10/24/97	62 FR 55375
O on Recon of 2nd R&O	04/08/98	63 FR 17111
4th R&O	09/23/98	63 FR 50791
2nd O on Recon of 2nd R&O	05/18/99	64 FR 26887
Recon of 4th R&O	03/16/00	65 FR 14213
FNPRM	06/13/00	65 FR 37092
6th R&O and O on Recon	09/05/00	65 FR 53620
O on Recon	02/12/01	66 FR 9773
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: The Order on Reconsideration published in the Federal Register in April 1998 addresses 37 petitions, 17 oppositions, 16 replies to opposition, and 38 ex parte filings.

Additional RIN 3060-AG88.

WT Docket No. 97-82

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RIN: 3060-AH57

4249. • TRANSFER OF THE 3650 THROUGH 3700 MHZ BAND AND THE 4.9 GHZ BAND FROM FEDERAL GOVERNMENT USE

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 157; 47 USC 303; 47 USC 307; 47 USC 332

CFR Citation: 47 CFR 2.106; 47 CFR 25.202; 47 CFR 27.1; 47 CFR 27.4; 47 CFR 27.5; 47 CFR 27.14; 47 CFR 27.50; 47 CFR 27.53; 47 CFR 27.55; 47 CFR 27.57; 47 CFR 27.58; 47 CFR 27.61; ...

Legal Deadline: None

Abstract: This proceeding is intended to establish licensing and service rules for frequencies in the 3650 to 3700 MHz band, transferred from government use.

Timetable:

Action	Date	FR Cite
NPRM	03/16/00	65 FR 14230
First R&O and Second NPRM	11/17/00	65 FR 69612
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Federal

Additional Information: WT Docket No. 00-32; ET Docket No. 98-237

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RIN: 3060-AH75

FEDERAL COMMUNICATIONS COMMISSION (FCC)

Completed Actions

Wireless Telecommunications Bureau

4250. AMENDMENT TO PART 27 OF THE RULES TO REVISE RULES FOR SERVICES IN THE 2.3 GHZ BAND AND TO INCLUDE LICENSING OF SERVICES IN THE 47 GHZ BAND

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 157; 47 USC 160; 47 USC 201; 47 USC 202; 47 USC 208; 47 USC 214; 47 USC 301; 47 USC 303; 47 USC 309; 47 USC 310; 47 USC 368

CFR Citation: 47 CFR 27

Legal Deadline: None

Abstract: This notice of proposed rulemaking proposes service, licensing, and competitive bidding rules for the 47.2-48.2 GHz band. The FCC proposes to amend the part 27 rules to include rules for the 47.2-48.2 band and to codify and conform certain rules for the 2.3 GHz band to provide for consistent regulation of part 27 services. The proceeding was terminated without action on December 8, 2000.

Timetable:

Action	Date	FR Cite
NPRM	06/30/98	63 FR 44822
NPRM Comment Period End	10/13/98	
Order	12/08/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Additional Information: WT Docket No. 98-136

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